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JOURNAL

OF

THE SENATE

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

EXTRAORDINARY SESSION 1938

THE ORANGE PRINTSHOP
CHAPEL HILL, N. C.
1938

OFFICERS AND MEMBERS

of

THE SENATE OF NORTH CAROLINA

EXTRAORDINARY SESSION 1938

W. P. Horton, *President* ..... Pittsboro
J. A. Bell, *President Pro Tempore* ..... Charlotte
S. Ray Byerly, *Principal Clerk* ..... Sanford
Hebman Scott, *Sergeant-at-Arms* ..... Pittsboro
L. H. Fountain, *Reading Clerk* ..... Tarboro

District	Name of Senators	Postoffice
1	W. I. Halstead	South Mills
1	Jerry J. Hughes	Elizabeth City
2	Robert L. Coburn	Williamston
2	William B. Rodman, Jr.	Washington
3	Archie C. Gay	Jackson
4	W. G. Clark	Tarboro
4	Dr. T. W. M. Long	Roanoke Rapids
5	Ed. G. Flanagan	Greenville
6	Joseph C. Eagles	Wilson
6	L. L. Gravely	Rocky Mount
7	E. V. Webb	Kinston
7	John D. Larkins, Jr.	Trenton
8	Edgar H. Bain	Goldsboro
8	W. P. Holt	Smithfield
9	Jeff D. Johnson, Jr.	Clinton
9	Roy Rowe	Burgaw
10	W. C. Ewing	Fayetteville
10	J. H. Clark	Elizabethtown
11	W. S. Britt	Lumberton
12	Henry L. Ingram	Asheboro
12	Ryan McBryde	Raeford
13	L. Y. Ballentine	Varina
13	J. C. Pittman	Sanford
14	W. W. White	Manson
15	J. W. Noell	Roxboro
16	John Sprunt Hill	Durham
16	E. T. Sanders	Burlington
17	Thomas J. Gold	High Point
17	J. Benton Stacy	Ruffin
18	L. A. Martin	Lexington
18	J. A. Patterson	Laurinburg
19	H. P. Taylor	Wadesboro
19	C. S. Massey	Waxhaw
20	J. A. Bell	Charlotte
20	John H. McDaniel	Mt. Pleasant
21	Edwin C. Gregory	Salisbury
22	H. M. Ratcliff	Winston-Salem
23	S. Gilmer Sparger	Danbury
24	B. C. Brock	Mocksville
25	B. B. Blackwelder	Hickory
25	Jack Joyner	Statesville
26	J. H. Separk	Gastonia
27	F. P. Bacon	Tryon
27	C. E. Alcock	Forest City
28	L. M. Abernethy	Granite Falls
29	Roby T. Greer	Boone
30	Dr. J. H. Hutchins	Marshall
31	A. Hall Johnston	Asheville
32	Mrs. E. L. McKee	Sylva
33	Kelly E. Bennett	Bryson City

SENATE JOURNAL

EXTRA SESSION 1938

FIRST DAY

SENATE CHAMBER,

Monday, August 8, 1938.

Pursuant to a call of His Excellency, Governor Clyde R. Hoey, the Senate of the General Assembly convenes in Extraordinary Session in its chamber in the city of Raleigh, this day at 12 o'clock noon, and is called to order by Honorable W. P. Horton, Lieutenant Governor and President of the Senate.

Prayer is offered by Rev. C. P. Jerome, Senate Chaplain, Raleigh, N. C.

The roll of members is ordered called and the following answer to their names: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Coburn, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—45.

A quorum being present, the proclamation of the Governor convening the extraordinary session is read, as follows:

STATE OF NORTH CAROLINA
EXECUTIVE OFFICES
PROCLAMATION OF THE GOVERNOR

WHEREAS, under the provisions of the Act of Congress appropriating money for the Public Works Administration in making grants and loans to the several States and municipalities it is necessary that applications shall be filed prior to September 30, 1938, showing funds available on the part of the applicant to provide for its part of the cost of construction, and that it is further required that work shall actually begin on all of said projects receiving Federal grants or loans prior to January 1, 1939; and, whereas, a large amount of the sum appropriated by Congress for this purpose has already been allocated and in order for North Carolina to participate in the benefits of this appropriation it will be necessary for provision to be made to make available the funds necessary to comply with the requirements of the Federal government to prevent the State suffering the loss which would be entailed by the failure to receive grants for necessary permanent improvements which are now obtainable; and, whereas, an extraordinary occasion therefor exists, such as is contemplated in Article III, Section 9 of the Constitution of North Carolina:

NOW, THEREFORE, I, CLYDE R. HOEY, Governor, by and with the advice of the Council of State, do hereby convene the General Assembly of North Carolina in Extra Session, to begin at 12:00 o'clock noon, on the 8th day of August, 1938, and to continue until the proper business of the Session has been disposed of or until such Session has been adjourned in accordance with the Constitution and laws of the State; and to that end, I do hereby call upon, notify, and direct all members of the said General Assembly to meet in the Capitol in the city of Raleigh at the said day and hour, in such General Assembly, as provided by the Constitution and the laws, to consider and enact such laws as may be proper in the premises.

Done in the city of Raleigh this the first day of August in the year of our Lord one thousand nine hundred and thirty-eight, and in the one hundred and sixty-third year of American Independence.

CLYDE R. HOEY,
Governor.

By the Governor:
Robert L. Thompson,
Private Secretary.

The President announces that the Senate is ready to proceed with the election of officers.

ELECTION OF OFFICERS

For President pro tempore of the Senate, Senator Pittman places in nomination Senator Bell.

Senator Rowe seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Senator Bell are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Coburn, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—45.

Senator Bell having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office.

For Reading Clerk of the Senate, Senator Clark of Edgecombe places in nomination L. H. Fountain of Edgecombe County.

Senator Gold seconds the nomination.

Those voting for Mr. Fountain are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Coburn, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of

Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—45.

Mr. Fountain having received the unanimous vote of the Senators present, is declared duly elected and he takes the prescribed oath of office.

For Sergeant-at-arms of the Senate, Senator Ballentine places in nomination Herman Scott of Chatham County.

Senator Joyner seconds the nomination.

Those voting for Mr. Scott are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Coburn, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—45.

Mr. Scott having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office.

Upon motion of Senator Taylor, the rules of the Session of 1937 are adopted as the rules of the Extra Session of 1938.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clark of Edgecombe: S. R. 1, a joint resolution informing His Excellency, the Governor, that the Extraordinary Session of the General Assembly of 1938 is organized and ready to proceed with public business, and inviting him to address the General Assembly in Joint Session.

Upon motion of Senator Clark, the rules are suspended and the resolution is placed upon its immediate readings.

The resolution passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senator Taylor: S. R. 2, a Senate resolution to limit the business of the Senate for the Extra Session of the General Assembly of 1938.

Senator Taylor moves that the rules be suspended and the resolution be taken up for immediate consideration.

Senator Martin moves that consideration of the resolution be deferred until after the Joint Session.

The motion fails of adoption.

Upon the motion of Senator Taylor, Senator Gold calls for the ayes and noes.

The call is sustained.

The motion requiring a two thirds majority of members present for adoption fails of adoption, ayes 29, noes 16, as follows:

Those voting in the affirmative are: Senators Ballentine, Bell, Blackwelder, Britt, Clark of Bladen, Clark of Edgecombe, Coburn, Eagles, Flanagan, Gravely, Greer, Gregory, Hill, Ingram, Johnson of Sampson, Joyner, Larkins, Long, McBryde, McKee, Noell, Pittman, Ratcliff, Rodman, Sanders, Separk, Sparger, Taylor, White,—29.

Those voting in the negative are: Senators Abernethy, Alcock, Bain, Bennett, Brock, Ewing, Gold, Halstead, Holt, Hughes, Hutchins, Martin, Massey, McDaniel, Patterson, Rowe,—16.

The resolution remains before the Senate without further action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 1, a joint resolution informing His Excellency, Governor Clyde R. Hoey, that the Extra Session of the General Assembly is ready to proceed with public business.

Upon motion of Senator Taylor, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Monday, August 8, 1938.

Mr. President:

It is ordered that a message be sent the Senate informing that Honorable Body that the House of Representatives is now ready to proceed with public business.

Respectfully,
W. A. BAKER,
Principal Clerk.

HOUSE OF REPRESENTATIVES,
Monday, August 8, 1938.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that pursuant to Joint Resolution No. 1, entitled "Joint Resolution informing His Excellency, Governor Clyde R. Hoey, that the Extra Session of the General Assembly is ready to proceed with public business," the Speaker has appointed as a Committee on the part of the House to act with a like Committee of the Senate, to escort His Excellency, the Governor, to the Hall of

the House to address the Joint Assembly, Messrs. Jones of Swain, Pope of Davidson and Thornton of Forsyth.

Respectfully,
W. A. BAKER,
Principal Clerk.

HOUSE OF REPRESENTATIVES,
Monday, August 8, 1938.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives is now ready to receive the Senate to sit in Joint Session for the purpose of hearing message of His Excellency, Governor Clyde R. Hoey, to the Assembly.

Respectfully,
W. A. BAKER, *Principal Clerk.*

The President appoints as a committee on the part of the Senate to act with a like committee on the part of the House of Representatives to escort the Governor to the Hall of the House of Representatives to address a Joint Session, Senators Bell and Rodman, and a message is ordered sent to the House of Representatives informing that Body of such action.

Upon motion of Senator Long, Ruth Clark, Huntington Hardesty and Edgar Hart, Jr., are made honorary pages of the Senate.

Upon motion of Senator Taylor, the Senate recesses until 12:30 o'clock p. m.

The Senate meets pursuant to recess and is called to order by Lieutenant Governor W. P. Horton.

The President announces that in accordance with the joint resolution inviting the Governor to address a joint session of the Legislature, the hour having arrived for the delivery of his message, the Senate, preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in joint session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the joint session is called to order by Lieutenant Governor W. P. Horton.

The roll of the Senate and House of Representatives is called and the following members answer to their names: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Coburn, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—45; Members of House of Representatives,

Mr. Speaker, Messrs. Abernathy, Adams, Allen, Andrews, Atkinson, Aycock, Baley, Banks of Jones, Banks of Pamlico, Barker, Barnes, Benton, Berry, Best of Pender, Best of Wayne, Blankenship, Blount, Bost, Brooks, Bryant, Burgin, Burleson, Cabe, Caffey, Carruthers, Clark, Craig, Davis of Dare, Davis of Hyde, Davis of Randolph, Dellinger of Avery, Dellinger of Gaston, Eagles, Elkins, Finch, Flowers, Fulghum, Gardner, Garrett, Gass, Grant, Gray, Hanford, Hatch, Haynes, Hobbs, Horton, Howard, Johnson of Currituck, Johnston of Iredell, Jones, Joyner, Kimzey, Ledbetter, Leggett, Lumpkin, Mayhew, Martin, May, Meekins, Mitchell, Moore, Murphy, McBryde, McDowell, McDuffie, McNeill, Norwood, Patton, Paylor, Peace, Pickens, Poole, Pope, Rasberry, Royster, Scott, Seeley, Sentelle, Siler, Spruill, Stell, Stone, Summersill, Tatem, Taylor of Alleghany, Taylor of Caswell, Thomas of Anson, Thomas of Harnett, Thornton, Underwood, Uzzell, Vogler, Ward, Warren, White, Williamson, Wilson of Forsyth, Wilson of Sampson, Withrow, Zickler,—102.

Senator Bell on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the Governor to the Hall of the House, presents His Excellency, Governor Clyde R. Hoey, who delivers the following address:

Mr. President, Mr. Speaker, Senators and Representatives:

During the past ten years economic conditions have been such that the building program for all the State institutions has been limited to the barest necessities. This present General Assembly authorized a number of new buildings provided for in a bond act in March, 1937, and $3,019,000 in bonds were issued and sold and these buildings have either been completed or are now in course of construction. Some other buildings have been obtained by grants from the Federal government and the issuance of revenue liquidating bonds and some of these projects have been finished, while other authorizations have been made and approval given, so that construction will begin on these projects at an early date.

Some of the most imperative needs of our institutions could not be met in this way, because the projects are not self-liquidating, as for instance the fireproofing of the buildings at our hospitals in Morganton, Raleigh and Goldsboro, and other similar pressing demands from practically all of the State institutions and agencies, and hence the necessity for calling the General Assembly to convene in extra session. An enlightened and humane State could not longer neglect to make these essential provisions for the care, safety and security of its people and the next Legislature would have been confronted with the necessity of issuing bonds to pay the whole expense, while the opportunity is afforded the State now to receive by way of grants from the Federal government 45 per cent of the cost, if we act promptly and take advantage of the present appropriation, which is being rapidly allocated. The dead line for all applications is fixed in the Federal statute for September 30, 1938, with the requirement that work must be begun before January 1, 1939. From very careful inquiry I am convinced

that in order to make certain that we get the money desired our applications should be filed not later than August 15, 1938, and if you succeed in completing your work in time our applications will be filed by that date.

I am submitting to you the report and recommendations of the Advisory Budget Commission. The Commission has visited all the institutions and made personal inspection of their needs for permanent improvements. In addition to this, at my request, the Commission sat in Raleigh last week and heard the heads of these institutions and other State agencies and gave intelligent and painstaking consideration to all claims presented. After canvassing the whole situation they recommend that you authorize a bond issue in the sum of $4,620,000, which is allocated between the various claimants as set forth in their report. The total of the sums requested was over $14,000,000 for buildings and improvements, which did not include the application for highway improvement. The maximum amount of bonds that could be issued at this time under the Constitutional limitation, in addition to those previously authorized, is $5,591,237.88. The Commission's recommendations are $971,237.88 under that figure.

I recommend these matters for your consideration, viz:

1. The bond bill prepared by the Attorney General in accordance with the report and recommendations of the Advisory Budget Commission.

2. The bill prepared by the Attorney General enabling municipalities to issue revenue bonds to finance self-liquidating projects authorized therein, subject to the supervision of the Local Government Commission.

3. The question of a North Carolina Exhibit at the New York World's Fair in 1939.

As to the first measure. I did not sit with the Advisory Budget Commission, and therefore can all the more freely commend its work to you, and I strongly recommend the enactment of the bond bill embodying its recommendations. In order to economize your time and save you the necessity of hearing all claims, the Commission spent several days engaged in that work, and while the institutions and other departments did not get all the money applied for, it will be generally agreed that an effort was made to serve the pressing needs of each. While no allotment was made for roads, the authority of the next Legislature to issue bonds was not encroached upon, so that in addition to nearly one million dollars margin unauthorized this year, the next Legislature will have a maximum of an additional $5,000,000 made possible by bond retirements this year, and I shall recommend that roads receive primary consideration when any additional bonds are issued.

I may say that immediately after this session adjourns I hope to be able to make an allocation out of the Highway surplus to enable the Commission to file application for Federal funds to assist in eliminating some of the flat curves and widen some of the dangerously narrow roads. This may be possible because there has been no diversion of the Highway funds for general purposes during the last fiscal year.

The second measure is necessary in order to enable municipalities to issue revenue bonds to share in the PWA funds for self-liquidating projects. The 1935 Act of the Legislature expired in 1937 and it is necessary to have renewed authority so that these local units of government may get the benefit of some of the expenditure of Federal funds for worth-while purposes. This Act has been drawn with a view of accomplishing the desired results without entering the realm of controversial action and I recommend its passage.

I do not think we should repeal the limitations placed on municipal borrowings by the general law, where it operates to create an obligation upon the taxpayers. These limitations have been wisely placed both in the Constitution and the Municipal Finance Act and should be retained. We have had experience in unrestrained spending by which many of our political sub-divisions got in default, and I do not wish a repetition of it. These provisions do not apply to the measure which will be presented, because these bonds are issued against the revenues of the project authorized, and legally do not constitute an obligation of the municipality. However, practically they create a liability because they represent a mortgage on certain resources of the municipality and when they are utilized for debt purposes the taxpayer is required to pay taxes to meet the current expenses and is deprived of the benefit of any revenue from this source. The only wise or safe policy for State or municipality is to confine the expenditures to necessary public improvements, even though the Federal government is paying a substantial part of the cost. Unnecessary spending always results in extravagance and waste.

The third measure, and the only one dealing with matters other than compliance with requirements to share in Federal funds, relates to our participation in the New York World's Fair of 1939. The Commission authorized at your last session has worked diligently and obtained donations in the sum of $22,000. The necessary space has been contracted for to provide for an outstanding exhibit. Unless you make an appropriation we cannot raise the necessary money to make the kind of an exhibit you would like for North Carolina to have and the whole proposition will fail. The next Legislature would be too late. The work will have to begin by September first. The total cost will be in excess of $100,000. Some additional money can be raised by private subscription, but not much. If we are to have an exhibit it would require an appropriation of $75,000. This is not a bond bill and does not require passage on separate days. Representative Fenner, who is Chairman of this Commission, will be in attendance upon the session Tuesday and will present this bill and wishes to be heard upon this matter, along with the other Legislative members of the Commission. Owing to the urgency of this matter I am asking you to give consideration to this measure. Personally I should very much regret to see North Carolina fail of representation at this greatest of all World Fairs.

I sincerely appreciate your presence here today. This Assembly is making history. I do not recall that any other Assembly has met three times within a biennium. But that is not as important to emphasize on the high quality of service which you have given the people of the State. Both for-

mer sessions have been characterized by marked efficiency and directness of effort, and your intelligent and patriotic labors have challenged the admiration of the high minded citizenship of North Carolina. The Council of State unanimously approved the convening of this Special Session and shares with me full confidence in your wisdom and foresight. Our State will have to bear a large part of the public debt incurred by the general government for these public expenditures and it is the part of wisdom and good economics to get a fair share of the appropriations to meet our essential needs. If you adopt the program outlined you will have made a definite forward movement and gone a long way toward providing the urgent necessities for State institutions and agencies. I esteem it an honor to be associated with you in the comradeship of service to our beloved Commonwealth.

THE REPORT OF THE ADVISORY BUDGET COMMISSION ON PERMANENT IMPROVEMENTS RECOMMENDED FOR THE STATE'S DEPARTMENTS, INSTITUTIONS, AND AGENCIES TO BE CONSIDERED AT THE SPECIAL SESSION OF THE GENERAL ASSEMBLY OF 1938

To the HONORABLE CLYDE R. HOEY, *Governor of North Carolina:*

The members of the Advisory Budget Commission, whose names are hereto subscribed, herewith submit to you this report on the findings and recommendations concerning permanent improvements for the State's departments, institutions, and agencies for consideration before the special session of the General Assembly called to convene in session August 8, 1938.

VISITATION OF INSTITUTIONS

The Advisory Budget Commission just prior to consideration and recommendation of permanent improvement appropriations for the special session of 1938 visited and inspected every State institution. The needs of the institutions were examined very thoroughly and the Advisory Budget Commission has made its recommendations in the light of these visits and examinations.

HEARINGS OF DEPARTMENTS, INSTITUTIONS, AND AGENCIES

The Advisory Budget Commission convened Wednesday, August 3rd, in the offices of the Budget Bureau and heard each department, institution, and agency making request for permanent improvement appropriation. Every agency was given an opportunity to explain its needs, orally as well as by written statement.

PERMANENT IMPROVEMENT APPROPRIATIONS RECOMMENDED

The recent visits to the State institutions and hearings had before the Advisory Budget Commission have enabled the Commission to ascertain the needs of those agencies. In considering the requests for permanent improvement appropriations and in recommending appropriations it was

found that these State agencies were modest in setting out requests for appropriations when their actual needs were known and considered. Very few agencies requested any appropriations that would not have been useful to the institution concerned and to the State as a whole in the care of its unfortunates or in the education of its children. It has been a difficult job to any that certain requests should not be granted for certain projects in view of the needs determined by visits or by conference with the agencies concerned, but the limitation on bonds that may be issued has made it necessary that recommendations be less than the requests.

In the case of the three State hospitals for insane, great necessity and special treatment presents itself because of the character of those held in the institutions. Those institutions are veritable firetraps to a large extent, and are now allowed to remain contrary to State law for buildings housing inmates who are locked within. No justification exists for allowing such conditions to remain at the State Hospital at Morganton, State Hospital at Raleigh, and the State Hospital at Goldsboro, which would result in the death of a large number of patients if a fire should break out at night, or possibly even in the day time. It would be impossible to remove the patients in a good many instances because they are bedridden and must be moved by a nurse or attendant. It seems imperative that these buildings must be fireproofed or replaced and brought within the requirements for safe housing of patients who are locked within the buildings. It is recommended to replace many of the existing buildings because they cannot be renovated because of the deterioration which literally amounts to destruction.

In the case of the other departments and institutions, the recommendations cover the most needy projects and do not cover things not absolutely necessary to carry on the work of the institution or agency.

All of the recommendations made are for purposes for which the General Assembly through necessity would be requested to make appropriations within the next two or three years, and it is deemed advisable to cover these needs as best possible while 45% may be had from the Federal government.

CONSTITUTIONAL LIMITATION ON BOND ISSUE

The Advisory Budget Commission has considered very thoroughly the amount of bonds that may be issued under the constitutional limitation, and has decided that it should not recommend bonds to be issued for the full availability. There might be conditions that would make it mandatory that other things be provided, and it is thought wise that some $971,000 be left in the availability for issuing bonds.

The following is a statement of the determination of bonds that may be issued and the result if the bonds proposed in this Act should be issued:

BONDS THAT MAY BE ISSUED FOR THE BIENNIUM 1937-39

BONDS PAID 1935-36:		
General Fund bonds	$2,119,000.00	
Highway bonds	4,417,000.00	
Highway (County Loans)	548,356.83	
Special School Building bonds	877,000.00	$ 7,961,356.83
BONDS PAID 1936-37:		
General Fund bonds	$2,266,000.00	
Highway bonds	4,257,000.00	
Highway (County Loans)	478,000.00	
Special School Building bonds	803,000.00	7,804,000.00
Total Biennium 1935-37		$15,765,356.83
LESS: Bonds authorized and issued Biennium 1935-37:		
Chapter 330 of 1933	$ 572,000.00	
Chapter 296 of 1937	$3,019,000.00	$ 3,591,000.00
NET		$12,174,356.83
2/3 of amount paid during Biennium 1935-37		$ 8,116,237.88
LESS: Bonds authorized and unissued for which an obligation now exists:		
Textbook Commission bonds	$1,500,000.00	
Western North Carolina Sanatorium	250,000.00	
State Hospitals	500,000.00	
Advance to North Carolina School for the Deaf to fireproof condemned buildings	275,000.00	$ 2,525,000.00
Total bonds that may be issued		5,591,237.88
Total bonds proposed		4,620,000.00
Additional availability for bond issue		$ 971,237.88

A statement setting out the recommendations for each department, institution, or agency is herewith submitted in the pages immediately following.

Jack Joyner, *Appointee replacing Chairman Finance Committee of Senate, 1937.*
Victor S. Bryant, *Chairman, Finance Committee of House, 1937.*
James A. Bell, *Chairman, Appropriations Committee of Senate, 1937.*
D. L. Ward, *Chairman, Appropriations Committee of House, 1937.*
James H. Clark, *Appointee*
A. S. Brower, *Appointee*
Members of the Advisory Budget Commission.

EDUCATIONAL INSTITUTIONS

UNIVERSITY OF NORTH CAROLINA, Chapel Hill			$ 234,850
For the following specific purposes:			
Renovation of old Medical Building		$ 182,000	
Equipment old Medical Building		20,000	
Equipment new Medical Building		75,000	
Renovation of Alumni Building		100,000	
Renovation of Bynum Building		25,000	
Renovation of Gerard Building		25,000	
Total purposes		427,000	
Less: P. W. A. grant		192,150	
NORTH CAROLINA STATE COLLEGE OF AGRICULTURE AND ENGINEERING OF THE UNIVERSITY OF NORTH CAROLINA, Raleigh			212,300
For the following specific purposes:			
Animal husbandry building, dairy plant and laboratories		50,000	
Equipment for Chemistry Building		30,000	
Textile Building	$250,000		
Less: Appropriation available under Chapter 296 of 1937	45,000	205,000	
Equipment for Textile Building and reinstallation of present textile equipment		45,000	
Renovation of old Textile Building for Vocational Shop work		50,000	
Vocational Shop equipment		6,000	
Total purposes		386,000	
Less: P. W. A. grant		173,700	
WOMAN'S COLLEGE OF THE UNIVERSITY OF NORTH CAROLINA, Greensboro			$ 178,750
For the following specific purposes:			
General Science Building		270,000	
General Science equipment		30,000	
Renovation of McIver Building for general classroom purposes		20,000	
General classroom equipment for McIver Building		5,000	
Total purposes		325,000	
Less: P. W. A. grant		146,250	

EAST CAROLINA TEACHERS COLLEGE, Greenville		183,700
For the following specific purposes:		
General classroom building	300,000	
General classroom equipment	25,000	
Garage	3,000	
Additions to Laundry	6,000	
Total purposes	334,000	
Less: P. W. A. grant	150,300	
NEGRO AGRICULTURAL AND TECHNICAL COLLEGE,		
Greensboro		130,350
For the following specific purposes:		
Vocational Trades building	109,000	
Vocational Trades equipment	18,000	
Auditorium	100,000	
Equipment for auditorium	10,000	
Total purposes	237,000	
Less: P. W. A. grant	106,650	
WESTERN CAROLINA TEACHERS COLLEGE, Cullowhee		223,050
For the following specific purposes:		
Completing Physical Education Building	23,000	
Physical education equipment	7,000	
Dormitory for men (capacity 160)	123,000	
Dormitory equipment	7,000	
Student Union building	30,000	
Equipment for Student Union	6,000	
Remodeling old Training School Building for general classroom use	24,000	
General classroom equipment	6,000	
Auditorium (capacity 900)	68,000	
Equipment for Auditorium	7,000	
Infirmary	30,000	
Equipment for Infirmary	5,000	
Extension of water system	25,000	
Renovation and enlarging heating plant	20,000	
Total purposes	381,000	
Less: P. W. A. grant	157,950	

APPALACHIAN STATE TEACHERS COLLEGE, Boone		92,675
For the following specific purposes:		
General Science building	117,600	
General Science equipment	22,400	
Equipment for boys' dormitory	5,600	
Equipment for Administration Building	4,400	
Equipment for High School	14,300	
Equipment for Elementary School	4,200	
Total purposes	168,500	
Less: P. W. A. grant	75,825	
CHEROKEE INDIAN NORMAL SCHOOL, Pembroke		24,695
For the following specific purposes:		
Gymnasium	36,500	
Gymnasium equipment	3,800	
Filter plant and water mains	4,600	
Total purposes	44,900	
Less: P. W. A. grant	20,205	
WINSTON-SALEM TEACHERS COLLEGE, Winston-Salem		118,305
For the following specific purposes:		
Library and Administration Building	104,100	
Equipment for Library and Administration Building	26,000	
General Science Building	65,000	
General Science equipment	20,000	
Total purposes	215,100	
Less: P. W. A. grant	96,795	
ELIZABETH CITY STATE NORMAL SCHOOL, Elizabeth City		47,850
For the following specific purposes:		
Dormitory for boys (capacity 150)	50,000	
Equipment for dormitory	10,000	
Addition to Classroom Building	22,000	
Classroom equipment	5,000	
Total purposes	87,000	
Less: P. W. A. grant	39,150	

FAYETTEVILLE STATE NORMAL SCHOOL, Fayetteville		86,240
For the following specific purposes:		
Dormitory for men (capacity 90)	74,000	
Equipment for dormitory	6,000	
General classroom and Science Building	60,000	
General classroom and science equipment	10,000	
Repairs to dining hall	3,300	
Repairs to girl's dormitories	3,500	
Total purposes	156,800	
Less: P. W. A. grant	70,560	
NORTH CAROLINA COLLEGE FOR NEGROES, Durham		126,500
For the following specific purposes:		
General Science Building	130,000	
General science equipment	10,000	
Laundry Building	15,000	
Laundry equipment	5,000	
Home Economics Building	45,000	
Home economics equipment	5,000	
Gymnasium	20,000	
Total purposes	230,000	
Less: P. W. A. grant	103,500	
NORTH CAROLINA SCHOOL FOR THE DEAF, Morganton		49,645
For the following specific purposes:		
Coal storage and heating equipment	10,500	
Calf and horse barns	21,000	
Switchboard	4,725	
Electric lines	7,900	
Home Economics Building	6,850	
Repairs to Superintendent's residence	3,675	
Completing basement Main Building	20,000	
Rebuilding school building destroyed by fire	11,750	
Total purposes	86,400	
Less: P. W. A. grant	36,755	
STATE SCHOOL FOR THE BLIND AND THE DEAF, Raleigh		30,800
For the following specific purposes:		
Sewage filter plant (Colored department)	21,000	
Dairy barn and well (Colored department)	31,000	
Dairy equipment (Colored department)	4,000	
Total purposes	56,000	
Less: P. W. A. grant	25,200	

CHARITABLE AND CORRECTIONAL INSTITUTIONS

STATE HOSPITAL AT RALEIGH, Raleigh		704,275
For the following specific purposes:		
Fireproofing East and South wings of main building	164,200	
Fireproofing Center building	105,200	
Replacing Erwin building	110,000	
Replacing epileptic building for men	123,300	
Replacing epileptic building for women	123,300	
Replacing Adams building	123,300	
Replacing part of infirmary	23,000	
Replacing tubercular building for men	46,000	
Replacing tubercular building for women	46,000	
Building for women	143,620	
Equipment for building for women	3,000	
Addition to criminal insane building	1,800	
Equipment for criminal insane building	1,500	
Additions to nurses home	39,200	
Equipment for nurses home	59,880	
Building for attendants	121,900	
Equipment for attendants building	3,300	
Storeroom and cold storage	37,000	
Remodeling present storeroom for sewing room	5,000	
Total purposes	1,280,500	
Less: P. W. A. grant	576,225	

STATE HOSPITAL AT MORGANTON, Morganton		735,075
For the following specific purposes:		
Fireproofing center building	747,300	
Fireproofing Harper building	143,380	
Fireproofing ward No. 27	42,525	
Fireproofing Scroggs building	40,200	
Fireproofing dining room No. 2	23,900	
Fireproofing Yates building	36,645	
Fireproofing old laundry for patients use	57,525	
Replacing tubercular ward for men and women	91,875	
Building porches on patients buildings	35,000	
Superintendent's home	15,750	
Laundry and equipment	77,900	
Chlorinating equipment	2,500	
Booster pump for water system	2,000	
Elevated tank (capacity 250,000 gal.)	20,000	
Total purposes	1,336,500	
Less: P. W. A. grant	601,425	

STATE HOSPITAL AT GOLDSBORO, Goldsboro		535,500
For the following specific purposes:		
Replacing main building	264,000	
Replacing buildings for female patients	80,000	
Replacing buildings for male patients	220,900	
Replacing buildings for epileptic patients	220,900	
Renovation power plant and steam lines	38,600	
Superintendent's residence	13,120	
Staff house	59,750	
Six cottages for white employes	27,055	
Six cottages for negro employes	12,000	
Laundry equipment	9,450	
Kitchen equipment	2,625	
Renovating water system	17,500	
Total purposes	965,900	
Less: P. W. A. grant	430,400	
CASWELL TRAINING SCHOOL, Kinston		55,810
For the following specific purposes:		
Renovating buildings	48,000	
Dairy barns	25,000	
Fertilizer house	1,000	
Gas storage house	700	
Silo	1,000	
Potato house	3,500	
Building and equipment for problem children	15,000	
Laundry equipment	4,000	
Total purposes	98,200	
Less: P. W. A. grant	42,390	
NORTH CAROLINA ORTHOPEDIC HOSPITAL, Gastonia		31,990
For the following specific purposes:		
Assembly hall and equipment	25,000	
Addition to dining room	3,500	
Cold storage improvements	3,700	
Equipment	11,500	
Improvements to heating plant	5,050	
Total purposes	48,750	
Less: P. W. A. grant	16,760	

NORTH CAROLINA SANATORIUM, Sanatorium		76,790
For the following specific purposes:		
Vocational training school building and equipment	10,000	
Renovation of basement white nurses' home	6,800	
Renovation of basement colored nurses' home	3,000	
Two cottages for employes	6,000	
Cottage for negro employes	2,000	
Air conditioning unit for operating room	1,000	
Building for negro patients	100,000	
Equipment for negro building	10,000	
Total purposes	138,800	
Less: P. W. A. grant	62,010	
WESTERN NORTH CAROLINA SANATORIUM,		
Black Mountain		23,735
For the following specific purposes:		
Five houses for colored employes	5,200	
Extension to kitchen	6,000	
Three houses for white employes	10,500	
Furniture for administration building	1,200	
Furniture for patients' building	1,600	
Air conditioning unit for operating room	1,000	
Roads and landscaping	8,000	
Total purposes	33,500	
Less: P. W. A. grant	9,765	
STONEWALL JACKSON TRAINING SCHOOL, Concord		8,085
For the following specific purposes:		
Poultry houses	2,000	
Brooder house	1,200	
Remodeling laundry	2,500	
Storage and work room	3,000	
Canning shed and storage	3,000	
Hay storage	3,000	
Total purposes	14,700	
Less: P. W. A. grant	6,615	

STATE HOME AND INDUSTRIAL SCHOOL FOR GIRLS,

Eagle Springs		4,260
For the following specific purposes:		
Roof replacement	1,130	
Laundry equipment	2,755	
Renovation of sewerage system	1,090	
Telephone extension	280	
Total purposes	5,255	
Less: P. W. A. grant	995	
MORRISON TRAINING SCHOOL, Hoffman		5,885
For the following specific purposes:		
Renovating McLean, Varser, Parsons, and Kate Burr Johnson buildings	10,700	
Less: P. W. A. grant	4,815	
EASTERN CAROLINA TRAINING SCHOOL, Rocky Mount		4,400
For the following specific purposes:		
Roads	2,000	
Maternity barn	2,000	
Sewage treatment system	4,000	
Total purposes	8,000	
Less: P. W. A. grant	3,600	
STATE INDUSTRIAL FARM COLONY FOR WOMEN, Kinston		9,625
For the following specific purposes:		
Industrial building	15,000	
Equipment for industrial building	2,500	
Total purposes	17,500	
Less: P. W. A. grant	7,875	
CONFEDERATE WOMEN'S HOME, Fayetteville		4,400
For the following specific purposes:		
Sprinkler system	8,000	
Less: P. W. A. grant	3,600	

PUBLIC BUILDINGS AND OTHER PURPOSES

BOARD OF PUBLIC BUILDINGS AND GROUNDS		644,710
For the following specific purposes:		
Enlarging and renovating central heating plant for State office buildings	122,505	
Sprinkler system for Capitol	15,000	
Justice building and land	692,000	
State office building on Caswell Square for Unemployment Compensation Commission	200,000	
Total purposes	1,029,505	
Less: P. W. A. grant	384,795	
DEPARTMENT OF CONSERVATION AND DEVELOPMENT—DIVISION OF COMMERCIAL FISHERIES, Morehead City		8,250
For the following specific purposes:		
Purchase of two boats to patrol commercial fishing waters	15,000	
Less: P. W. A. grant	6,750	
NORTH CAROLINA HISTORICAL COMMISSION, Raleigh		27,500
For the following specific purposes:		
Equipment for housing and displaying historical documents and records	50,000	
Less: P. W. A. grant	22,500	

Upon motion of Senator Hill, the joint session dissolves, and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

Upon motion of Senator Bain, the vote by which S. R. 2, a Senate resolution to limit the business of the Senate for the Extra Session of the General Assembly of 1938, failed to be taken up for immediate consideration is reconsidered.

Upon the adoption of the resolution, Senator Ewing calls for the ayes and noes.

The call is not sustained.

The resolution is adopted.

Upon motion of Senator Joyner, the Senate recesses to meet this afternoon at 3 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Monday, August 8, 1938.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Taylor, the courtesies of the floor are extended to Mrs. Clyde R. Hoey and Mrs. Oscar Barker.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Clark of Bladen, Bell and Joyner: S. B. 3, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State.

Upon motion of Senator Rodman, the bill is placed upon the Calendar.

By Senator Rodman: S. B. 4, a bill authorizing counties, cities, towns and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; to maintain and operate the same; to prescribe, revise, and collect rates, fees, tolls, and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes.

Upon motion of Senator Rodman, the bill is placed upon the Calendar.

By Senators Halstead and Hughes: S. B. 5, a bill to validate bonds to be issued by Pasquotank County for the acquisition of land for an airport or landing field and to provide for the issuance and payment of said bonds.

Upon motion of Senator Halstead, the bill is placed upon the Calendar.

By Senators Halstead and Hughes: S. B. 6, a bill to authorize the city of Elizabeth City, North Carolina, and the county of Pasquotank, North Carolina, to convey land to the United States Government for an airport for the United States Coast Guard.

Upon motion of Senator Halstead, the bill is placed upon the Calendar.

By Senator Gold: S. B. 7, a bill to expedite creation of sanitary districts and bond elections therein, to enable them to obtain P. W. A. loans and grants, and to amend Chapter 100 of the Public Laws of 1927 and Chapter 426 of the Public Laws of 1935 to be known as "The Emergency Sanitary District Act of 1938."

Upon motion of Senator Gold, the bill is placed upon the Calendar.

Upon motion of Senator Taylor, the Senate resolves itself into a committee of the whole for the purpose of considering S. B. 3 and S. B. 4.

Upon motion of Senator Joyner, the Committee arises and reports progress as follows:

Mr. President:

Your Committee having under consideration S. B. 3, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State, and S. B. 4, a bill authorizing counties, cities, towns and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; to maintain and operate the same; to prescribe, revise, and collect rates, fees, tolls, and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes, begs to report as follows:

The bills were discussed and explained by several Senators.

Senator Joyner offers an amendment to S. B. 3, which is adopted.

Senator Ballentine offers an amendment to S. B. 4, which is adopted.

The bills, as amended, are recommended to the Senate for adoption.

Respectfully submitted,
SENATOR JOYNER

for the Committee

Upon motion of Senator Halstead, the report of the Committee on the bills is adopted, constituting the first reading, and they are placed upon the second reading roll call Calendar.

Upon motion of Senator Ballentine, the Senate adjourns to meet tomorrow at 12 o'clock M.

SECOND DAY

SENATE CHAMBER,
Tuesday, August 9, 1938.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome, Senate Chaplain, Raleigh, N. C.

Upon motion of Senator Ballentine, the reading of the Journal of yesterday is dispensed with, and the same stands approved.

The courtesies of the floor are extended to Honorable W. W. Venable, former member of the Virginia Legislature, Mrs. Clyde R. Hoey, Dr. Clyde Erwin, Judge Hoyle Sink, former member of the House J. Allen Austin of Guilford County and former Senator W. B. Campbell of New Hanover County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ingram: S. B. 8, a bill to repeal Section 9 of Chapter 231, Public Local Laws, Session 1927, relative to the issuance of bonds by the county of Randolph, so as to conform with the General Law in this respect.

Upon motion of Senator Ingram, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 6, a bill to appropriate seventy-five thousand dollars for the participation by the State of North Carolina in the New York World's Fair to be held in New York City in the year one thousand nine hundred and thirty-nine.

Upon motion of Senator Rodman, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 3, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

S. B. 4, a bill authorizing counties, cities, towns and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; to maintain and operate the same; to prescribe, revise, and collect rates, fees, tolls, and charges for the services, facilities

and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

S. B. 5, a bill to validate bonds to be issued by Pasquotank County for the acquisition of land for an airport or landing field and to provide for the issuance and payment of said bonds, upon second reading.

The bill passes its second reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Coburn, Eagles, Ewing, Gold, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—42.

S. B. 6, a bill to authorize the city of Elizabeth City, North Carolina, and the county of Pasquotank, North Carolina, to convey land to the United States Government for an airport for the United States Coast Guard, upon second reading.

The bill passes its second reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Coburn, Eagles, Ewing, Gold, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—42.

S. B. 7, a bill to expedite creation of sanitary districts and bond elections therein, to enable them to obtain P. W. A. loans and grants, and to amend Chapter 100 of the Public Laws of 1927 and Chapter 426 of the Public Laws of 1935, to be known as "The Emergency Sanitary District Act of 1938", upon second reading.

The bill passes its second reading, ayes 36, noes 2, as follows:

Those voting in the affirmative are: Senators Abernethy, Alcock, Bain, Ballentine, Bennett, Blackwelder, Brock, Clark of Bladen, Clark of Edgecombe, Coburn, Ewing, Gold, Gregory, Hill, Holt, Hughes, Hutchins, Ingram, Joyner, Larkins, Long, Martin, Massey, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—36.

Those voting in the negative are: Senators Bell, Britt,—2.

Upon motion of Senator Long, S. B. 7 is ordered printed.

Upon motion of Senator Martin, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRD DAY

SENATE CHAMBER,
Wednesday, August 10, 1938.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. E. G. Overton, Central Methodist Church, Raleigh, N. C.

Upon motion of Senator Ballentine, the reading of the Journal of yesterday is dispensed with, and the same stands approved.

The courtesies of the floor are extended to former Senator and Judge of the Superior Court, A. Hall Johnston, Mrs. W. P. Horton, wife of the Lieutenant Governor and Miss Annie Mendenhall.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Brock: S. B. 9, a bill to authorize the board of commissioners of the town of North Wilkesboro to close section of eighth street.

Upon motion of Senator Brock, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by a special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 7, a joint resolution relative to the printing of the Acts and records of the Special Session of 1938.

Upon motion of Senator Rowe, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 3, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

S. B. 4, a bill authorizing counties, cities, towns and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; to maintain and operate the same; to prescribe, revise, and collect rates, fees, tolls, and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

S. B. 5, a bill to validate bonds to be issued by Pasquotank County for the acquisition of land for an airport or landing field and to provide for the issuance and payment of said bonds, upon third reading.

The bill passes its third reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Bain, Ballentine, Bell, Blackwelder, Britt, Brock, Coburn, Flanagan, Gold, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor,—35.

The bill is ordered sent to the House of Representatives.

S. B. 6, a bill to authorize the city of Elizabeth City, North Carolina, and the county of Pasquotank, North Carolina, to convey land to the United States Government for an airport for the United States Coast Guard, upon third reading.

The bill passes its third reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Bain, Ballentine, Bell, Blackwelder, Britt, Brock, Coburn, Flanagan, Gold, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor,—35.

The bill is ordered sent to the House of Representatives.

S. B. 7, a bill to expedite creation of sanitary districts and bond elections therein, to enable them to obtain P. W. A. loans and grants, and to amend Chapter 100 of the Public Laws of 1927 and Chapter 426 of the Public Laws of 1935, to be known as "The Emergency Sanitary District Act of 1938," upon third reading.

Senator Gold offers an amendment held not to be material, which is adopted.

The bill, as amended, passes its third reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Bain, Ballentine, Bennett, Blackwelder, Britt, Brock, Clark of Edgecombe, Coburn, Flanagan, Gold, Greer, Gregory, Halstead, Hill, Holt, Hughes, Ingram, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Taylor,—34.

The bill, as amended, is ordered sent to the House of Representatives without engrossment.

Upon motion of Senator Pittman, the Senate adjourns to meet tomorrow at 12 o'clock M.

FOURTH DAY

SENATE CHAMBER,
Thursday, August 11, 1938.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome, Senate Chaplain, Raleigh, N. C.

Upon motion of Senator Ballentine, the reading of the Journal of yesterday is dispensed with, and the same stands approved.

The courtesies of the floor are extended to former Senator Archie Gay of Northampton County and Assistant Attorney General Wade Bruton of Montgomery County.

Upon motion of Senator Joyner, S. B. 7 is recalled from the House of Representatives.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ewing: S. B. 10, a bill to amend Chapter 559, Public Local Laws of 1935, so as to include Cumberland County within the provisions of said chapter, relating to the establishment of special school building bonds and to levy taxes for the payment of said bonds.

Upon motion of Senator Ewing, the bill is placed upon the Calendar.

By Senator Flanagan: S. B. 11, a bill to create Tar River Port Commission to own, manage and control dock facilities on Tar River in Pitt County.

Upon motion of Senator Flanagan, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Taylor: S. R. 12, a resolution commending Governor and Council of State upon wisdom displayed in calling Extra Session of General Assembly of 1938.

Upon motion of Senator Taylor, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by a special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 2, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State.

Upon motion of Senator Rodman, the bill is placed upon the Calendar.

H. B. 3, a bill authorizing counties, cities, towns and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; to maintain and operate the same; to prescribe, revise, and collect rates, fees, tolls, and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and the rights of holders thereof, and for other purposes.

Upon motion of Senator Rodman, the bill is placed upon the Calendar.

H. B. 4, a bill to amend Section 2943 of Consolidated Statutes, Volume 3, as amended, the same being a part of the Municipal Finance Act.

Upon motion of Senator Taylor, the bill is placed upon the Calendar.

H. B. 5, a bill validating proceedings heretofore adopted by Carteret County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunding and funded by the issuance of said bonds, providing for the issuance and payment of said refunding and funding bonds and providing that this act shall take immediate effect.

Upon motion of Senator Larkins, the bill is placed upon the Calendar.

H. R. 10, a joint resolution by the General Assembly of North Carolina, providing for adjournment of the Extra Session of 1938 on August 13, 1938.

Upon motion of Senator Bell, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
August 11, 1938.

Mr. President:

In accordance with your request the House of Representatives returns herewith S. B. 7, entitled "A bill to be entitled an act to expedite creation of sanitary districts and bond elections therein, to enable them to obtain P. W. A. loans and grants, and to amend Chapter 100 of the Public Laws of 1927 and Chapter 426 of the Public Laws of 1935, to be known as "The Emergency Sanitary District Act of 1938", for further consideration of your Honorable Body.

Respectfully,
W. A. BAKER,
Principal Clerk of the House.

Upon motion of Senator Gold, action on the bill is deferred until tomorrow.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 3, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

S. B. 4, a bill authorizing counties, cities, towns, and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings, to maintain and operate the same, to prescribe, revise, and collect rates, fees, tolls, and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

Upon motion of Senator Ballentine, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTH DAY

SENATE CHAMBER,
Friday, August 12, 1938.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome, Senate Chaplain, Raleigh, N. C.

Upon motion of Senator Ballentine, the reading of the Journal of yesterday is dispensed with, and the same stands approved.

The courtesies of the floor are extended to former Senators Fred J. Cox, A. Hall Johnston, Colonel T. L. Kirkpatrick, J. M. Broughton and Mrs. Clyde R. Hoey, Miss Isabel Hoey, Congressman Lindsay Warren and Honorable Thomas C. Hoyle.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Britt: S. B. 13, a bill to authorize the town of Red Springs in Robeson County to issue revenue bonds for building a hotel under the provisions of the Revenue Bond Act of 1938.

Upon motion of Senator Britt, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Ballentine: S. B. 14, a bill to repeal Section 19 of Chapter 111 of the Private Laws of 1909, pertaining to the charter of the town of Wake Forest to permit the town of Wake Forest to obtain grants in aid from the Federal Government.

Upon motion of Senator Ballentine, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Eagles: S. B. 15, a bill to permit counties, cities and towns of this State to appropriate funds for participation in the World's Fair to be held in New York City in the year 1939.

Upon motion of Senator Eagles, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Separk and Larkins: S. R. 16, a resolution authorizing and directing W. D. Terry, keeper of the capitol and grounds, to give preference of the seat assignments to the members of the Senate according to seniority.

Upon motion of Senator Ballentine, the resolution is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 3, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

S. B. 4, a bill authorizing counties, cities, towns, and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; to maintain and operate the same; to prescribe, revise and collect rates, fees, tolls, and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

S. B. 7, a bill to expedite creation of sanitary districts and bond elections therein, to enable them to obtain P. W. A. loans and grants, and to amend Chapter 100 of the Public Laws of 1927 and Chapter 426 of the Public Laws of 1935, to be known as "The Emergency Sanitary District Act of 1938."

Upon motion of Senator Gold, action on the bill is postponed indefinitely.

H. B. 2, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State, upon second reading.

The bill, by roll call vote, passes its second reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Britt, Brock, Clark of Bladen, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes,

Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—42.

H. B. 3, a bill authorizing counties, cities, towns, and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; to maintain and operate the same; to prescribe, revise and collect rates, fees, tolls, and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; and providing for their payment and for the rights of the holders thereof, and for other purposes, upon second reading.

The bill, by roll call vote, passes its second reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Britt, Brock, Clark of Bladen, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—42.

H. B. 4, a bill to amend Section 2943 of Consolidated Statutes, Volume 3, as amended, the same being a part of the Municipal Finance Act, upon second reading.

The bill passes its second reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Britt, Brock, Clark of Bladen, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—42.

H. B. 5, a bill validating proceedings heretofore adopted by Carteret County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunding and funded by the issuance of said bonds, providing for the issuance and payment of said refunding and funding bonds and providing that this act shall take immediate effect, upon second reading.

The bill passes its second reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Britt, Brock, Clark of Bladen, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—42.

S. B. 10, a bill to amend Chapter 559, Public Local Laws of 1935, so as

to include Cumberland County within the provisions of said chapter, relating to the establishment of special school building bonds and to levy taxes for the payment of said bonds, upon second reading.

The bill passes its second reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Alcock, Bain, Ballentine, Bell, Bennett, Britt, Brock, Clark of Bladen, Eagles, Ewing, Flanagan, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnston of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—42.

Upon motion of Senator Pittman, the Senate recesses to meet at 11:30 p. m.

EVENING SESSION

SENATE CHAMBER,
Friday, August 12, 1938.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Rodman, Jack Joyner, Jr., is made an honorary page of the Senate.

The courtesies of the floor are extended to former Senators W. R. Lovill, O. M. Mull and Governor Clyde R. Hoey, Mrs. Clyde R. Hoey and Miss Isabel Hoey.

Upon motion of Senator Separk, S. R. 16, a resolution authorizing and directing W. D. Terry, keeper of the capitol and grounds, to give preference of the seat assignments to the members of the Senate according to seniority, is taken up for immediate consideration.

Senator Separk offers an amendment which is adopted.

The resolution, as amended, is adopted.

Upon motion of Senator Rowe, the Senate adjourns to meet tomorrow at 12:05 a. m.

SIXTH DAY

SENATE CHAMBER,
Saturday, August 13, 1938.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome, Senate Chaplain, Raleigh, N. C.

Upon motion of Senator Ballentine, the reading of the Journal of yesterday is dispensed with, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 8, a bill to amend H. B. 3 of the Special Session of 1938, known as the "Revenue Bond Act of 1938."

Upon motion of Senator Pittman, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 9, a bill to amend Chapter 82 of the Public Local Laws of 1927, to permit the issuance of revenue bonds by self liquidating projects without a vote of the people of Madison County.

Upon motion of Senator Rowe, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 3, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments, and agencies and construction of buildings and permanent improvements for the State.

Upon motion of Senator Joyner, action on the bill is postponed indefinitely.

S. B. 4, a bill authorizing counties, cities, towns, and sanitary districts to acquire, construct, reconstruct, improve, better and extend revenue producing undertakings; to maintain and operate the same; to prescribe, revise and collect rates, fees, tolls and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues, regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes.

Upon motion of Senator Joyner, action on the bill is postponed indefinitely.

S. B. 10, a bill to amend Chapter 559, Public Local Laws of 1935, so as to include Cumberland County within the provisions of said chapter, relating to the establishment of special school building bonds and to levy taxes for the payment of said bonds, upon third reading.

The bill passes its third reading, ayes 41, notes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Eagles, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—41.

The bill is ordered sent to the House of Representatives.

H. B. 2, a bill to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State, upon third reading.

The bill by roll call vote, passes its third reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Eagles, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—41.

The bill is ordered enrolled.

H. B. 3, a bill authorizing counties, cities, towns, and sanitary districts, to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; maintain and operate the same; to prescribe, revise, and collect rates, fees, tolls and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes, upon third reading.

The bill by roll call vote, passes its third reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Eagles, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—41.

The bill is ordered enrolled.

H. B. 4, a bill to amend Section 2943 of Consolidated Statutes, Volume 3, as amended, the same being a part of the Municipal Finance Act, upon third reading.

The bill passes its third reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Bain, Ballen-

tine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Eagles, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—41.

The bill is ordered enrolled.

H. B. 5, a bill validating proceedings heretofore adopted by Carteret County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunding and funded by the issuance of said bonds, providing for the issuance and payment of said refunding and funding bonds and providing that this act shall take immediate effect, upon third reading.

The bill passes its third reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Abernethy, Bain, Ballentine, Bell, Bennett, Blackwelder, Britt, Brock, Clark of Bladen, Clark of Edgecombe, Eagles, Gold, Gravely, Greer, Gregory, Halstead, Hill, Holt, Hughes, Hutchins, Ingram, Johnson of Sampson, Joyner, Larkins, Long, Martin, Massey, McBryde, McDaniel, McKee, Noell, Patterson, Pittman, Ratcliff, Rodman, Rowe, Sanders, Separk, Sparger, Taylor, White,—41.

The bill is ordered enrolled.

ENROLLED BILLS

Senator Alcock, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the offices of Secretary of State:

S. B. 8, an act to repeal Section 9 of Chapter 231, Public Local Laws, Session 1927, relative to the issuance of bonds by the county of Randolph, so as to conform with the general law in this respect.

H. R. 1, a joint resolution informing His Excellency, Governor Clyde R. Hoey, that the Extra Session of the General Assembly is ready to proceed with public business.

H. R. 7, a joint resolution relative to the printing of the acts and records of the Special Session of 1938.

H. B. 6, an act to appropriate seventy-five thousand dollars for the participation by the State of North Carolina in the New York World's Fair to be held in New York City in the year 1939.

H. R. 10, a joint resolution by the General Assembly of North Carolina providing for adjournment of the Extra Session of 1938 on August 13, 1938.

S. B. 9, an act to authorize the board of commissioners of the town of North Wilkesboro to close section of Eighth Street.

H. B. 2, an act to authorize the issuance of bonds and notes of the State for permanent improvements of State institutions, departments and agen-

cies and construction of buildings and permanent improvements for the State.

H. B. 3, an act authorizing counties, cities, towns, and sanitary districts to acquire, construct, reconstruct, improve, better, and extend revenue-producing undertakings; to maintain and operate the same; to prescribe, revise, and collect rates, fees, tolls, and charges for the services, facilities and commodities furnished thereby; and in anticipation of the collection of the revenues thereof, to issue negotiable bonds payable solely from such revenues; regulating the issuance of such bonds and providing for their payment and for the rights of the holders thereof, and for other purposes.

H. B. 4, an act to amend Section 2943 of Consolidated Statutes, Volume 3, as amended, the same being a part of the Municipal Finance Act.

H. B. 5, an act validating proceedings heretofore adopted by Carteret County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunding and funded by the issuance of said bonds, providing for the issuance and payment of said refunding and funding bonds and providing that this Act shall take immediate effect.

H. B. 8, an act to amend H. B. 3 of the Special Session of 1938, known as the "Revenue Bond Act of 1938."

H. B. 9, an act to amend Chapter 82 of the Public Local Laws of 1927 to permit the issuance of revenue bonds for self-liquidating projects without a vote of the people in Madison County.

S. B. 5, an act to validate bonds to be issued by Pasquotank County for the acquisition of land for an airport or landing field and to provide for the issuance and payment of said bonds.

S. B. 6, an act to authorize the city of Elizabeth City, North Carolina, and the county of Pasquotank, North Carolina, to convey land to the United States Government for an airport for the United States Coast Guard.

S. B. 11, an act to create Tar River Port Commission to own, manage and control dock facilities on Tar River in Pitt County.

S. R. 12, a joint resolution commending the Governor and the Council of State upon the wisdom shown in calling Extra Session of General Assembly of 1938.

S. B. 13, an act to authorize the town of Red Springs in Robeson County to issue revenue bonds for building a hotel under the provisions of the Revenue Bond Act of 1938.

S. B. 14, an act to repeal Section 19 of Chapter 111 of the Private Laws of 1909, pertaining to the charter of the town of Wake Forest to obtain grants in aid from the Federal Government.

S. B. 15, an act to permit counties, cities, and towns of this State to ap-

propriate funds for participation in the World's Fair to be held in New York City in the year 1939.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Saturday, August 13, 1938.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that pursuant to a resolution, heretofore, passed and the House having completed the business for which the Special Session was convened the House, will at the hour of one A. M. stand ready to let fall its gavels simultaneously with the Senate in adjourning the Extra Session of the North Carolina General Assembly of 1938 sine die.

Respectfully,
W. A. BAKER,
Principal Clerk of the House.

Pursuant to the information submitted above, the Senate, having completed the business before it, a message is ordered sent to the House of Representatives, informing that Honorable Body that the Senate stands ready for final adjournment.

The doors of the House of Representatives and Senate are thrown open, the Speaker of the House of Representatives is perceived standing ready to let fall the gavel. The hour for adjournment fixed by joint resolution by the two Houses having arrived, the President of the Senate declares the Senate of the General Assembly of the Extra Session of 1938 adjourned, sine die.

W. P. HORTON,
Lieutenant Governor and President of the Senate.

S. RAY BYERLY,
Principal Clerk of the Senate.

APPENDIX

SENATE RESOLUTIONS

A RESOLUTION LIMITING THE BUSINESS OF THE SENATE FOR THE EXTRA SESSION OF THE GENERAL ASSEMBLY OF 1938

WHEREAS, the extraordinary occasion which required the Governor, by and with the advice of the Council of State, to call a Special Session of the General Assembly, was explained by the Governor in a statement issued by him to the Press at the time of the proclamation calling the Special Session; and whereas, as explained in said statement, and in the Governor's message to the General Assembly, the purpose for which the Special Session was called was to permit the consideration of legislation authorizing the State of North Carolina to issue and sell bonds, the proceeds of which might be used for necessary permanent improvements in the State's departments and institutions, and the necessary permanent improvements to be made by the State of North Carolina, the enactment of a Revenue Bond Act in order that the State of North Carolina, for itself and its departments and institutions, and the municipal corporations of North Carolina, may secure the necessary laws permitting the construction of such improvements and receiving Federal grants to finance, in part, the cost thereof, and for the other purposes mentioned in the Governor's message.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE IN SPECIAL SESSION CONVENED:

Section 1. That at this Special Session, the Senate will not consider or pass upon any laws, except bills introduced for the purpose of carrying out the objects for which the Special Session was called as hereinbefore recited, except by unanimous consent.

A RESOLUTION AUTHORIZING AND DIRECTING W. D. TERRY, KEEPER OF THE CAPITOL AND GROUNDS, TO GIVE PREFERENCE OF THE SEAT ASSIGNMENTS TO THE MEMBERS OF THE SENATE ACCORDING TO SENIORITY.

WHEREAS, the said W. D. Terry, keeper of the Capitol and grounds, has heretofore issued seat assignments in the Senate Chamber to members at his discretion; and

WHEREAS, former members of this body have been unable to obtain their former seat assignments by virtue of this practice:

Now, therefore, be it resolved by the Senate:

Section 1. That the Superintendent of Buildings and Grounds be and he is hereby authorized and directed to issue future seat assignments in the Senate Chamber so as to allow members succeeding themselves the privilege

of obtaining the same seat as that occupied by said member in the session immediately preceding.

Section 2. That this resolution shall apply to the assignment of seats in the Senate Chamber for the 1939 session of the General Assembly.

INVENTORY OF OFFICE FURNITURE, DESKS, FIXTURES, AND OTHER PROPERTY OF THE STATE MADE IN ACCORDANCE WITH SECTION 6110 (A), CONSOLIDATED STATUTES, VOLUME III

Principal Clerk's Office:

One roll top desk.
Four flat top desks.
Six typewriter desks.
Five typewriter tables.
Five revolving office chairs.
Four wire baskets.
Seven bill files.
Six clip boards.
One steel combination bill case.
Three hat and coat trees.
One costumer.

A supply of rubber stamps, stamp pads, pen staffs, pen points, stapling machine and wire staples, paper clips, small filing case and index, small supply of typewriter paper, second sheets, carbon paper, blank forms, stationery, bill covers, ink wells, paste, bill binders.

Lieutenant Governor's Office:

One roll top desk.
One flat top desk.
One telephone desk.
One typewriter desk.
One revolving chair.
Three plain chairs.
One hat and coat tree.
One typewriter chair.
One wire basket.
A small supply of letter paper, carbon, etc.

Journal Clerk's Office:

One flat top desk.
Three small typewriter desks.
Three typewriter chairs.
One coat and hat tree.
One wire basket.
One revolving office chair.

Amount Paid Senators, Officers and Employees of the Senate

LIEUTENANT GOVERNOR'S OFFICE

Name	*No. Days Salary*	*Amount*	*Mileage*
W. P. Horton, Lieutenant Governor	6	$ 60.00	
PRINCIPAL CLERK'S OFFICE			
S. Ray Byerly, Principal Clerk	11	$ 77.00	$ 9.20
Claude Lewis, Asst. Clerk	8	48.00	6.00
Shearon Harris, Asst. Clerk	8	48.00	23.20
C. L. Beddingfield, Asst. Clerk	8	48.00	1.80
J. R. Raper, Asst. Clerk	6	36.00	
Mary Helen Keller Lee, Asst. Clerk	6	36.00	
Snow Thigpen Anderson, Asst. Clerk	8	48.00	
		$341.00	$40.20
READING CLERK			
L. H. Fountain	6	$ 36.00	$14.20
SENATE STENOGRAPHERS			
Mrs. Foy Edwards	6	$ 36.00	
Mrs. Adele Downing Maynard	6	36.00	
Miss Ernestine Hines	6	36.00	$15.40
Miss Josephine DeBruhl	6	36.00	18.00
Miss Margaret Brooks	9	54.00	6.80
		$198.00	$40.20
PAGES			
Courtney Huntley, Chief Page	6	$ 24.00	$ 8.20
Monroe Redding	6	18.00	26.00
Albert Anderson	6	18.00	7.10
James McCormick	6	18.00	4.60
William Reid Thompson	6	18.00	3.40
Hardy Mills, Jr.	6	18.00	
Jules Phoenix	6	18.00	
		$132.00	$49.30

SERGEANT-AT-ARMS DEPARTMENT

Name	*No. Days Salary*	*Amount*	*Mileage*
W. H. Scott	11	$ 66.00	$ 6.80
Rev. C. P. Jerome	6	21.00	
J. W. Eatman	6	21.00	3.40
Clyde Dickson	6	21.00	2.90
Hugh Davis	8	24.00	
Jack Hayes	8	24.00	3.30
Dave Haywood	9	27.00	
		$204.00	$16.40

SUMMARY

Departments	*Per Diem*	*Mileage*	*Total*
Lieutenant Governor's Office	$ 60.00		$ 60.00
Principal Clerk's Office	341.00	$ 40.20	381.20
Reading Clerk	36.00	14.20	50.20
Senate Stenographers	198.00	40.20	238.20
Pages	132.00	49.30	181.30
Sergeant-at-arms Department	204.00	16.40	220.40
	$971.00	$160.30	$1,131.30
Senators—45 at $48.00			$2,160.00
Grand Total			$3,291.30

JOURNAL

OF

THE SENATE

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

REGULAR SESSION 1939

OFFICERS AND MEMBERS

of

SENATE OF NORTH CAROLINA

REGULAR SESSION 1939

W. P. Horton, *President* ..... Pittsboro
W. Erskine Smith, *President Pro Tempore* ..... Albemarle
S. Ray Byerly, *Principal Clerk* ..... Sanford
Herman Scott, *Sergeant-at-Arms* ..... Pittsboro
L. H. Fountain, *Reading Clerk* ..... Tarboro

District	Name of Senator	Postoffice
1	J. J. Hughes	Elizabeth City
1	W. I. Halstead	South Mills
2	W. B. Rodman, Jr.	Washington
2	D. B. Fearing	Manteo
3	C. W. Spruill	Windsor
4	W. G. Clark	Tarboro
4	Dr. T. W. M. Long	Roanoke Rapids
5	Arthur B. Corey	Greenville
6	J. C. Eagles	Wilson
6	W. L. Lumpkin	Louisburg
7	John D. Larkins, Jr.	Trenton
7	Fred I. Sutton	Kinston
8	Elmer J. Wellons	Smithfield
8	Edgar H. Bain	Goldsboro
9	George R. Ward	Wallace
9	Emmett H. Bellamy	Wilmington
10	S. B. Frink	Southport
10	K. Clyde Council	Wananish
11	Robert A. McIntyre	Lumberton
12	M. G. Boyette	Carthage
12	Fred S. Thomas	Erwin
13	Wade Barber	Pittsboro
13	L. Y. Ballentine	Varina
14	Frank H. Gibbs	Warrenton
15	John S. Watkins	Virgilina, Va., Rt.2
16	Joseph H. Warren	Prospect Hill
16	John W. Umstead, Jr.	Chapel Hill
17	Thomas J. Gold	High Point
17	J. Hampton Price	Leaksville
18	O. C. Bruton	Mt. Gilead
18	J. G. Jewell	Hamlet
19	H. P. Taylor	Wadesboro
19	W. Erskine Smith	Albemarle
20	A. B. Palmer	Concord
20	Joe L. Blythe	Charlotte
21	Edwin C. Gregory	Salisbury
22	Gordon Gray	Winston-Salem
23	Fred Folger	Mt. Airy
24	C. H. Cowles	North Wilkesboro
25	W. A. Graham	Iron Station
25	Jack Joyner	Statesville
26	J. H. Separk	Gastonia
27	Ralph W. Gardner	Shelby
27	L. B. Prince	Hendersonville
28	H. J. Hatcher	Morganton
29	W. B. Austin	Jefferson
30	J. V. Bowers	Newland
31	Zeb F. Curtis	Asheville
32	Chester A. Cogburn	Canton
33	R. B. Morphew	Robbinsville

SENATE JOURNAL

SESSION 1939

FIRST DAY

SENATE CHAMBER,
Wednesday, January 4, 1939.

In accordance with law, at the hour of 12 M. the Senate of the General Assembly of North Carolina assembles this day in the Senate Chamber in the city of Raleigh.

Honorable W. P. Horton, Lieutenant Governor, calls the Senate to order.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

The roll of the Senate is called and the following Senators-elect appear with the proper certificates of election and take and subscribe to the following oath of office, which is administered by Associate Justice A. A. F. Seawell of the Supreme Court.

"Do you, and each of you, solemnly and sincerely swear that you will support the Constitution of the United States, that you will be faithful and bear true allegiance to the State of North Carolina, and to the Constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain and defend the Constitution of said State not inconsistent with the Constitution of the United States to the best of your knowledge and ability; and will you faithfully discharge your duties as Senators of the State of North Carolina. So help you God."

First District—J. J. Hughes and W. I. Halstead.

Second District—W. B. Rodman, Jr., and D. B. Fearing.

Third District—C. W. Spruill.

Fourth District—W. G. Clark and Dr. T. W. M. Long.

Fifth District—Arthur B. Corey.

Sixth District—J. C. Eagles and W. L. Lumpkin.

Seventh District—John D. Larkins, Jr., and Fred I. Sutton.

Eighth District—Elmer J. Wellons and Edgar H. Bain.

Ninth District—George R. Ward and Emmett H. Bellamy.

Tenth District—S. B. Frink and K. Clyde Council.

Eleventh District—Robert A. McIntyre.

Twelfth District—M. G. Boyette and Fred S. Thomas.

Thirteenth District—Wade Barber and L. Y. Ballentine.

Fourteenth District—Frank H. Gibbs.

Fifteenth District—John S. Watkins.

Sixteenth District—Joseph H. Warren and John W. Umstead, Jr.

Seventeenth District—Thomas J. Gold and J. Hampton Price.

Eighteenth District—O. C. Bruton and J. G. Jewell.

Nineteenth District—H. P. Taylor and W. Erskine Smith.

Twentieth District—A. B. Palmer and Joe L. Blythe.

Twenty-first District—Edwin C. Gregory.

Twenty-second District—Gordon Gray.

Twenty-third District—Fred Folger.

Twenty-fifth District—W. A. Graham and Jack Joyner.

Twenty-seventh District—Ralph W. Gardner and L. B. Prince.

Twenty-eighth District—H. J. Hatcher.

Twenty-ninth District—W. B. Austin.

Thirtieth District—J. V. Bowers.

Thirty-first District—Zeb F. Curtis.

Thirty-second District—Chester A. Cogburn.

Thirty-third District—R. B. Morphew.

It appearing that a quorum of all Senators are present, the President announces that the Senate is ready to proceed with the election of officers.

ELECTION OF OFFICERS

For President pro tempore of the Senate, Senator Clark places in nomination Senator W. Erskine Smith.

Senator Taylor seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Senator W. Erskine Smith are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Spruill, Sutton, Taylor, Thomas, Umstead ,Ward, Warren, Watkins, Wellons,—47.

Senator Smith having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office.

For Principal Clerk of the Senate, Senator Ballentine places in nomination S. Ray Byerly of Lee County.

Senator Joyner seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Byerly are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

Mr. Byerly having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office.

For Sergeant-at-arms of the Senate, Senator Barber places in nomination Herman Scott of Chatham County.

Senator Rodman seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Scott are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

Mr. Scott having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office.

For Reading Clerk of the Senate, Senator Gardner places in nomination L. H. Fountain of Edgecombe County.

Senator Gold seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Fountain are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

Mr. Fountain having received the unanimous vote of the Senators present, is declared duly elected and he takes the prescribed oath of office.

A message is ordered sent to the House of Representatives informing that Honorable Body that the Senate is organized and ready to proceed with public business.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Smith: S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is ready to proceed with public business.

Upon motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Wednesday, January 4, 1939.

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House is organized and is now ready to proceed with the public business, and for your information, advises that the following officers have been elected:

Speaker—D. L. Ward.

Principal Clerk—W. A. Baker.

Reading Clerk—Don Seawell.

Engrossing Clerk—Miss Rosa B. Mund.

Sergeant-at-Arms—T. W. Brown.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as a committee on the part of the Senate to act with a like committee on the part of the House of Representatives to escort the Governor to the Hall of the House of Representatives to address a Joint Session, Senators Gardner and Barber, and a message is ordered sent to the House of Representatives informing that Body of such action.

APPOINTMENTS

The President announces the appointment of the following standing Committee:

Committee on Rules—Senators Smith, Chairman; Clark, Long, Rodman, Eagles, Larkins, Barber, Gibbs, Taylor, Blythe, Folger, Ballentine.

Upon motion of Senator Smith, the rules of the 1937 Senate are adopted temporarily as the rules for this Body.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at eleven-thirty o'clock.

SECOND DAY

SENATE CHAMBER,
Thursday, January 5, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Upon motion of Senator Ballentine, the reading of the Journal of yesterday is dispensed with and the same stands approved.

Senator Smith for the Committee on Rules, submits the following report and recommendations:

That the Senate Rules of the Regular Session of 1937 be adopted with the following amndment:

(1) Amend by adding at the end of paragraph two in rule forty-five the following, "Constitutional Amendments and Public Welfare."

Upon motion of Senator Smith, the recommendations in the report of the Committee on Rules are adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is ready to proceed with public business.

Upon motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is ready to proceed with public business, for concurrence in the House amendment.

Upon motion of Senator Smith, the Senate concurs in the House amendment, and the resolution is ordered enrolled.

H. R. 4, a joint resolution to move the sittings of the General Assembly of 1939 to Charlotte, North Carolina, for one day only.

Upon motion of Senator Blythe, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Thursday, January 5, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the Speaker has appointed as a Committee on the part of the House to act with a like Committee on the part of the Senate to escort His Excellency, Governor Clyde R. Hoey, to the Hall of the House of Representatives to address the Joint Session, Messrs. Bryant, Fenner and Caffey.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President announces that in accordance with the joint resolution inviting the Governor to address a joint session of the Legislature, the hour having arrived for the delivery of his message, the Senate preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in joint session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the joint session is called to order by Lieutenant Governor W. P. Horton.

The roll of the Senate and House is called and the following members answer to their names: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—46; Members of House of Representatives, Mr. Speaker, Messrs. Abernathy, Alexander, Allen, Baley, Barefoot, Bender, Benton, Blalock, Bost, Boswood, Bray, Brown, Bryant, Bryson, Buck, Burgin, Burleson, Burt, Butler, Caffey, Carruthers, Cherry, Clegg, Crawford of Wayne, Darden, Davis of Dare, Davis of Hyde, Davis of Pender, Dobson, Eagles, Edwards, Efird, Ellenor, Everett, Fenner, Flowers, Fulghum, Garrett, Gass, Graham, Grant, Greer, Hall, Hatch, Holoman, Horner, Horton, Jarrett, Jarvis, Johnston, Joyner, Kimsey, Kerr, Knight, LeGrand, Long, Mallard, Mallison, Marshall, Moore of Scotland, Moore of Pitt, Moore of Wilson, Morris, Morse, Mull, Murphy, McClamroch, McNair, McNeill of Hoke, McNeill of Robeson, Page, Palmer, Park, Pat-

ton, Payne, Peele, Penland, Phillips, Pickens, Pitman, Pollard, Pritchett, Quinn, Rasberry, Richardson, Robinson, Rogers, Ross of Harnett, Ross of Randolph, Roper, Rudisill, Sebastian, Seely, Stone, Taylor of Caswell, Taylor of Wayne, Thomas, Tomkins, Turlington, Underwood, Uzzell, Vogler, Wallace of Johnston, Warren, White, Wilcox, Wilson of Davidson, Wilson of Forsyth, Withrow, Woodhouse, Worthington,—111.

Mr. Bryant on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the Governor to the Hall of the House, presents His Excellency, Governor Clyde R. Hoey, who delivers the following message:

"Mr. President, Mr. Speaker, and Members of the General Assembly:

I welcome you to the high task of legislating for three and a half million people. It is a great responsibility and carries with it a correspondingly great opportunity. It is not my purpose to submit for your consideration any mandatory measures. Neither shall I identify any particular bill as forbidden, but rather it will please me to give you my sincere views about any or all of the measures of public importance and seek to collaborate with you in an effort to reach a determination that will best serve our state. I shall be very frank in the discussion of public questions, because I have definite ideas as to what course should be pursued. These opinions have not been formed hastily, but after mature consideration and with due regard to all the elements entering into our situation, and solely with a view of advancing the best interests of the whole citizenship of North Carolina.

State Building Program

We have made definite progress in the past two years. Our growth and advancement have been continuous during the present century, but there has been a determined purpose on the part of this state to go forward in these recent years and as a result we now have under way the greatest building program ever undertaken in all the history of the state. It touches every educational and benevolent institution and many departments of government and will provide added facilities and opportunities in each, and relieve much of the congestion previously existing and make it possible for more people to get the benefit of institutional care and treatment without the excessively long delays in admission. This does not mean that facilities will be ample to meet the needs, but great improvement will result from constructing these new buildings and providing additional equipment. This building program will extend throughout the year 1939 and will be completed in 1940. This new construction does not represent an extravagant out-lay in expenditures, but has been confined to essential needs for a growing state and limited to such purposes as would have been necessary even though no federal assistance had been available.

The only bond issue on the part of the State was the $4,620,000 authorized by the special session last August. These bonds were sold in October at the lowest rate of interest ever obtained by this state—2.07 per cent—and bought by North Carolina bankers. This was a fine tribute to the high standing of the state and its unexcelled credit rating. It is your respon-

sibility, as well as mine, to maintain this good record and keep our budget balanced.

Appropriations and Tax Reduction

At the very threshold of this session you are confronted with the insistent demand for increased appropriations and enlarged governmental service for the numerous causes and agencies ministering to the people in the realm of governmental activity. Without opposing these demands and partially admitting some of the needs, another group is urgently insisting upon a reduction of taxes generally, and a modification of some particular taxes now in effect, and expressing very definite opposition to the levying of new taxes or increasing any of the levies now existing. It is perfectly manifest that you cannot satisfy both groups. Candor compels me to say that you cannot reduce the present taxes, and this includes sales tax, if you are to continue the present governmental service, without any increase except the normal and natural growth of the public schools and other institutions and agencies serving the people. The last legislature exempted the basic food articles from the sales tax and it would be most pleasing to make other exemptions and to reduce the rate, but it will be found to be impossible unless you shall reduce, rather than increase, school facilities.

Some people have been misled by the surplus in the general fund which amounted to $5,949,144 on June 30, 1938. Unfortunately most of that surplus will be required to meet the appropriations for the fiscal year ending June 30, 1939, since revenues have decreased considerably and will be decidedly less than last year. We will do well to close this fiscal year with a reasonable working surplus. Others have suggested that economies be instituted in state government to save enough to enable taxes to be reduced. I am heartily in favor of effecting economies in every way possible not to do injustice to those who work for the state, but frankly I cannot see where any great saving can be made in the administration of state government. At present it requires less than five cents out of each tax dollar to pay the cost of government, which includes collecting the taxes, and if this was blotted out entirely you still would not have enough revenue to meet appropriations without the sales tax. I do not think you would be justified in reducing the small salaries paid teachers in either the public schools or our educational institutions. Today 68 cents out of each tax dollar in the general fund goes to schools and the money is not extravagantly spent on administrative cost, for the teacher gets 82 cents out of each school dollar, whereas the average for the nation is only 70 cents out of each school dollar. The other 18 cents in North Carolina covers administration, lights, fuel, water, transportation, equipment and other necessary school expenses.

You will be aided in your work during this session by the valuable and illuminating studies made by the various commissions authorized by the last General Assembly, and also the well considered reports and recommendations of the several departments of government, all of which will be transmitted to you. It will not be possible for me to review the recommendations of the commissions in this message, but I commend to you a careful study of each report and full consideration of the intelligent and helpful discussions contained therein.

Education

I continue to regard popular education as the basic need of our people. We can achieve only as we know, and we must improve the condition of the masses of the people and that can only be accomplished through education. The public school is the college and the university for over seventy-five per cent of the children of the state and this university must be made continuously more efficient. It is gratifying to record the definite progress over a period of years and the resultant improvement since the establishment of the uniform eight months term supported by the state. The providing of free school books in the elementary grades has reflected most beneficial results and the enlarged program of vocational training is meeting with enthusiastic response from students and school patrons.

What should be the next step? Definitely a twelfth grade should be provided. There are only six states now that do not have the twelfth grade. North Carolina ought not continue in that number. The Educational Commission very wisely recommends that it be gradually adopted by adding another grade in the elementary school to embrace eight grades, and thus have the remaining four grades in high school. This would require four years for the full adoption of the twelfth grade and would provide a most practical as well as economical method of installing it. The result will be better preparation for the one-fourth of the students who graduate from high school and go to college, and a broader foundation and fuller preparation for the duties of life for the other three-fourths who will not be privileged to attend college.

You ask what about teachers salary? That is an important subject and one that should engage your serious thought. So great has been the increase in enrollment in the public schools that the addition of 350 teachers has been required this year without any increase in the teacher load. You can understand this when I remind you that North Carolina ranks twelfth in population in the nation but eighth in the number of children of school age. By reason of the number of teachers who have raised their certificates to higher grades and the increments which accrue with seniority, together with the added number of teachers required, the public school expenditures will be increased around three million dollars for the biennium. There is only one recommendation that I have to make in this connection and that is that we should provide for increments to be extended for a ten year period instead of eight, which would mean the adding of two years. This would result in a practical restoration of the pre-depression salary schedule for such teachers as qualified under the higher brackets, and would be a substantial encouragement to a worthy and faithful group of public servants who have labored courageously during a trying period for inadequate compensation.

Another thing that seems to me is worthy of consideration is the payment of the teachers salary in twelve equal installments instead of eight. So many teachers throughout the state have discussed this matter with me and they have a desperately hard time in saving enough in eight months to last during the four vacation months. The only objection from any source is that it might be regarded that they were being paid for twelve months

and therefore could be called upon for more than eight months service without extra pay. There is nothing whatsoever to this view. The salary and contract would be for eight months, but as a matter of detail the sum total would be paid in twelve installments and there would be no confusion or complication about it. The teacher would be just as free for the unoccupied four months as under the present arrangement. This would probably simplify the financing for nearly all of the teachers.

Higher Education

Our institutions of higher learning are filled to capacity. A great building program increases the need for maintenance. They are bearing aloft the banner of learning and have dedicated themselves in a fine way to the high task of bringing knowledge to the feet of service. They are torchbearers for the development of a finer state. The state is confronted with the necessity of calling upon students attending these institutions to make a larger contribution in the form of tuition charges, as much as we may regret that course. This is not out of line with all other institutions of learning, even those heavily endowed have found it necessary to make higher tuition charges. This would now seem to be essential to aid in meeting increased cost of maintenance. Even then North Carolina is making a most substantial investment in every student who graduates from any of her institutions.

When the present building program is completed every North Carolinian will have cause to be proud of the provision made at the various educational institutions for increased service. The magnitude of the program can be visualized when I tell you that the Greater University of North Carolina, at the units in Chapel Hill, Raleigh and Greensboro, will have around thirty new buildings or projects when the work is finished. Somewhat similar provision has been made — as far as circumstances would permit — for the other colleges at Cullowhee, Boone and Greenville and for the charitable institutions.

Looking ahead you will soon face the problem of devising some plan of coordination so that these colleges will not enter the field of graduate work and duplicate the service provided at the University in its separate units. The very able Commission on Education might well be continued to study college education in line with the valuable study already made of the public schools.

Negro Education

The state provides an eight months school for the negro race in every school district in the state. There are five negro colleges maintained by the state. The teachers in the public schools for negroes do not receive as high salary as the teachers in the white schools, but that is explainable in a measure by the fact that requirements for certificates are not as rigid and do not demand the same standard of learning. This is being adjusted and improved and the leaders of the race who are familiar with the state educational set-up realize that it requires time and effort to work this out on an equitable and just basis of preparation and training.

The two largest negro colleges are the North Carolina College for Negroes at Durham and the A. & T. College for Negroes at Greensboro. Both are doing good work as are also the other three colleges at Fayetteville, Winston-Salem and Elizabeth City. The colleges at Durham and Greensboro ought not to do too much duplication work. They should be related somewhat on the same basis for the negro race as the University at Chapel Hill and State College in Raleigh are for the white race. We have no provision for the education of negroes in special courses of law, pharmacy or medicine. Because it is our duty as a state to make such provision and in harmony with the Supreme Court decision in the Missouri case, I recommend that such courses as deemed necessary and essential be established at the college in Durham. If added courses are required in agriculture or technology they should be provided at the A. & T. College at Greensboro. The new buildings already authorized will simplify this work. My investigation leads me to believe that this arrangement can be made without the expenditure of a very large sum of money. North Carolina does not believe in social equality between the races, and will not tolerate mixed schools for the races, but we do believe in equality of opportunity in their respective fields of service, and the white race cannot afford to do less than simple justice to the negro.

I rejoice in the progress of the negro race and am happy to see the amicable relations between the races in North Carolina. Every good citizen wishes to see both races improve and advance. There is no need for friction and no occasion for racial conflicts. We understand each other in the South and we can work out our destiny in a spirit of consideration and understanding. We believe in race integrity rather than race amalgamation; in race pride rather than race prejudice; in race development rather than race association. I can say without any sort of reservation that the negro does get justice in our courts. If the controversy is between a white man and a negro, and there is any evidence of the white man oppressing the negro, the jury invariably sees to it that the negro gets a square deal. In all cases in prison seeking clemency the color of the skin has nothing to do with the determination of the case. No person, white or black, is permitted to suffer or die at the hands of the law upon any charge until there has been a full and complete investigation into every detail of the case.

Benevolent Institutions

A survey of the institutions comprehended under the title of benevolent reveals the far flung activities of the state. More than 7,000 persons are receiving attention in the hospitals for mental cases at Morganton, Raleigh, Kinston and Goldsboro. Extensive improvements are under way in the physical plants at each unit and methods are being adopted with a view to increasing the attention given to new cases and personal care to be provided for all cases offering hope of mind restoration. More physicians are needed to give sufficient study and treatment to each case so that every measure possible may be adopted to effect a cure. Cured cases make it possible for the admittance of others who need the treatment and cannot be accepted for lack of room.

The new addition to the Western Sanatorium at Black Mountain has been completed and already there are more tubercular cases than can possibly be accommodated. The parent institution at Sanatorium has a long waiting list.

Time will not suffice to mention the various schools for deaf, dumb and blind; the correctional institutions for boys of both races and for girls and women of the white race—and the need for such an institution for the girls of the negro race; the welfare agencies serving broadly in the field of helpfulness in school, institutions, prisons and throughout the state. We can truthfully point to a real advance in the facilities being provided at all of these institutions.

Election Reforms

Fair elections should be guaranteed to the citizenship of North Carolina as fully as legislative provisions can make that result possible. The human equation must always be considered and we can have elections just as fair as we have the will to carry into effect the law. The morality of our people is involved and we owe it to ourselves to see to it that the primary and general elections afford the opportunity of recording honestly and fairly the will of the electorate as expressed at the ballot box. I believe election laws should be uniform all over the state and a good beginning for improving the situation would be a new registration in every county, with provision for registration by mail when necessary. The removal of names accumulated during the past thirty years would deny the opportunity for fraudulent absentee voting. The dividing of large precincts would facilitate voting and reduce irregularities and better regulations for markers would aid in preventing fraud. Other safeguards can and should be provided.

I am fully aware of the demand for the repeal of the absentee ballot law. If I did not believe that the defects in this law could be remedied I would join in that demand. But I am quite sure that an absentee ballot law can be drawn that will be as free from fraud as any other part of the election machinery, and hence I am opposed to denying the right to vote to people who are sick and unable to go to the polls or who are unavoidably absent from home on election day. Forty of the forty-eight states have the absentee ballot law and I am unwilling to admit that the people of North Carolina are not as honest as those of the other forty states. The law can be so framed as to prevent racketeering in absentee ballots and the possibility of wholesale fraud in procuring them, and at the same time preserve the right of the citizen to its legitimate use. I am in favor of that kind of an absentee ballot law and I urge its adoption.

The Problem of Crime

The increasing prison population presents a real problem requiring the thoughtful consideration of the people of North Carolina. When the state assumed full control of all prisoners serving sentences of thirty days and longer the total number of prisoners was 7633 on January 31, 1934. The number now is 9871. Between nineteen and twenty thousand persons pass

through the prison in a year. More persons are being arrested and convicted than formerly and then more prisoners are returning to serve second and third sentences. A determined effort is being made through religious teaching, educational instruction and proper discipline to improve the status of persons in prison so that when they are released they will have new interests, higher ideals and better conceptions of the duties of citizenship. The parole office is doing magnificent work in reviewing the cases of prisoners, investigating their records, rewarding good conduct and right attitudes and translating the good work done by the helpful agencies in the prison into rehabilitated human lives, and following up their release by aiding them to secure jobs and giving them that character of supervision that will help them to go straight. I believe definitely in parole. The record justifies my faith. Paroles are revoked promptly when there is failure to comply with the conditions, and it has been necessary to revoke less than ten per cent of those granted. Of the 1413 now on parole less than eight per cent are unemployed and the average wages earned by those employed is $41.20 per month, which amounts to $643,800 per year.

The new agency of probation has been in operation for just a little over a year and fine results have already been achieved. Probation deals with first offenders or such as are deemed worthy of a trial before being incarcerated in prison; parole deals with those persons in prison who are deemed worthy of a trial on the outside. I likewise have great faith in probation and in the short time this system has been in effect 1355 persons have been placed on probation instead of a direct sentence to prison, and they also have a good record for earnings. Less than eight per cent of these have had to be revoked.

The public is entitled to protection. Criminals must be apprehended and punished, but the problem has not been solved when you arrest, convict and sentence the violator. Sooner or later he is coming out of prison and back to society. The great trouble arises from repeaters, who not alone swell the prison population but develop into hardened criminals. I can promise you that we are endeavoring to put into practice the best methods known to criminologists and directed by enlightened thought on the prison problem to help this situation, but the public has a high responsibility to assist in this work. The obligation of the public arises when the prisoner serves his term and is released. If he stays out of prison he must have a job and an opportunity to get in a proper environment. If the civic clubs or churches of every community would provide a proper representative who could be notified by the prison authorities when a person is released from that county, and these organizations would then see the person who has been released and help him find a job and aid him in getting rehabilitated, you will solve the problem of a return to prison in the vast majority of cases.

The Needs of Agriculture

Agriculture is still the basic industry of our state since over half of our people live on the farm and are engaged in farming. We have made some progress in the diversification of crops, in conserving and enriching the soil by crop rotation, lime treatment and legume crops, but we have much

yet to do. We are still so thoroughly committed to the so-called money crops that it is difficult for us to get away from cotton and tobacco. This is understandable, for with all of our shortcomings in agriculture, the fact remains that North Carolina stands third among the states of the union in the value of her cash crops—surpassed only by California and Texas. In 1938 our tobacco crop amounted to more than the cotton crop of the empire of Texas and was equal to one-third in value of the wheat crop of the nation—and wheat is a national crop. In cattle, stock, hogs and poultry we are far behind. We are also lagging in growing food crops and food supplies that would enable us to live at home. Traveling over the state you are impressed with the scarcity of cows in the rich tobacco counties. If every family, tenant and land owner, could be supplied with cows, hogs and poultry, and then supplemented with a good garden and canning facilities to provide food for the winter season, North Carolina would increase speedily her agricultural wealth and practically eliminate pellagra, from which over 2000 people die in this state every year, and it results from lack of proper food.

In addition to what I have already said it is my view that the greatest need of agriculture today is better marketing facilities for crops, other than tobacco and cotton, and plants located at strategic points in the state where the farmer could sell anything he grows or raises on the farm from a chicken to a drove of steers and from a bushel of potatoes to a car load of fish and get the market price for his products. Three or four large refrigerating plants in different sections of the state would aid tremendously and any city taking the initiative in this undertaking would build a very sure foundation for its own enduring prosperity. The other special need is for more research work to find other and more profitable uses for the things we grow in such abundance in North Carolina.

With the saving of our soil from erosion and increasing its fertility and productivity we can convert this state into a veritable garden, and we can establish agriculture upon a permanent and profitable basis when we utilize the practical things about us and apply our own commonsense and intelligence to solving our individual problems, and rely upon the government for assistance in the things we cannot do for ourselves. There is still more in the man than there is in the land, but we have both and hence we must succeed.

The Road Question

North Carolina is thoroughly road conscious. Eighteen years ago we began the construction of a state system of hard surfaced highways connecting all the county seats and principal towns of the one hundred counties of the state. We adopted the plan of issuing bonds and building roads rapidly rather than pursuing the slow course of constructing them from current taxes. We have benefitted much from this course in that we now have over 8,000 miles of hard surfaced roads and we have had good roads over a period of years, while other states were building them. We have reaped large development and grown by leaps and bounds during this period as a result of our magnificent system of highways, while many of our sis-

ter states were marking time. But we have lost something by pioneering in road building because traffic over these highways has increased so tremendously and the vehicles using them are heavier and larger and operated with so much greater speed than was ever contemplated that it is manifest that these highways are insufficient to stand the strain, and many of them have had to be rebuilt and otherwise standardized and improved. This is no criticism of the early work. It was splendid, but the requirements of today are so much greater that we must widen many of these roads, remove dangerous curves, rebuild some of them and make them safe for those who use them under present conditions. It will require much money to do this necessary work.

We also have 50,000 miles of secondary roads, usually classified as county or farm-to-market roads. The maintenance of these roads is both a heavy expense and a continuing obligation. In order that these roads might be placed in passable condition all the year round I exercised the authority conferred upon me by statute and allocated from the surplus fund two million dollars in August, 1937, and an additional two million in May, 1938, in addition to the regular legislative appropriation to be used for this purpose. I think, there will be general agreement that these secondary roads are now in the best condition for years.

In August, 1938, under the same authority, I allocated $2,200,000 for widening and improving the primary roads, in an effort to procure $1,800,000 from the PWA fund. We did not succeed in getting this, but arrangements were made to allocate so much as could be profitably spent in conjunction with the WPA funds for specific road projects in various parts of the state. The balance of the funds will be used for the purposes of the allotment on primary roads.

The original plan of building a state system of roads has not been abandoned and should not be. The road system should serve the people of the whole state and the whole public. But a sincere effort has been made to give every section of the state comparable benefits from road construction and to provide comparable road facilities as far as circumstances would permit. This does no violence to the idea of a state highway system but rather strengthens the feeling that no part of the state is being neglected.

Bond Issues for Roads

The state has issued bonds in total sum of $115,000,000 for roads. In addition $1,250,000 in bonds were issued for the Cape Fear bridge and $550,000 for the Chowan bridge, making a grand total of $116,800,000. These bonds are being retired at the rate of nearly five million annually, besides interest payments. The bonds outstanding of this date are $82,321,000 but we have an accumulated sinking fund invested in these bonds amounting to $9,891,234, which leaves a balance of $72,432,000. Under our present rate of payment we will liquidate all of these bonds by 1951. The interest payments are growing less each year.

In order to preserve the vast investment which we have made in these hard surfaced roads and to protect the public in the use of them a definite

program should be put into effect at once to standardize and modernize these highways. Current funds are insufficient to retire the bonds, pay the interest and do the work imperatively required at this time. Therefore I recommend that you authorize an issue of $5,000,000 to be used for this purpose during the next biennium. The net result of this will be that we will retire only half as many bonds during the next two years, but we will be able to sell these bonds at a much lower rate than the former issues, and hence we will save on interest charges. No bonds were issued for roads at the Special Session last August, and none have been issued for eight years.

Diversion of Highway Funds

This brings me to the policy of the state with reference to the diversion of highway funds. That policy is well settled and I think wisely followed. I share fully and heartily the views of those who oppose diversion, and I have sacredly kept that faith during my term of office. In my Inaugural Message I announced in clear and unmistakable language that I was opposed to diversion but that I believed that it should continue to be possible to apply the 3 per cent sales tax to gasoline for the benefit of the general fund to the extent necessary to meet the appropriations made by the General Assembly when and if the general fund should become exhausted. That policy was considered wise and was adopted two years ago and not one cent has been diverted, because fortunately the general revenues have been sufficient to meet the appropriations. I am in favor of continuing that policy and I do not regard that as diversion.

There are those who wish to reduce the levy on gasoline to 5½ cents for road purposes and levy half a cent for the general fund, making the levy six cents as at present. I am opposed to that. It would be opening the door for greater levies in the future for general purposes and would also result in using the proceeds from the half cent levy whether needed or not. Under our present law gasoline is exempt from the sales tax. Some suggest that the exemption be stricken out and let the consumer pay the sales tax, which would be equivalent to adding another half-cent per gallon. I am also opposed to that method for the reasons already stated and because I think the motorist is paying enough taxes. The present method is fair and just—is not a diversion in fact, but simply permits the application of the sales tax to gasoline to the extent required to meet the imperative necessities of the state and preserve its credit. The other state agencies pay several hundred thousand dollars in taxes annually to the road fund on the gasoline used in the operation of school busses and for other purposes and it is right that they should.

Constitutional Amendment

I am definitely opposed to a Constitutional amendment on the question of diversion. I would be opposed to any Constitutional provision segregating any part of the state's funds or resources for any purpose so they would not be available for the state in the hour of emergency. We have had to meet serious economic crises in the past and we shall have to meet them

again. The resources of the state ought not to be locked up by a Constitutional provision so that its General Assembly could not utilize them to save it in a period of dire distress. You can trust the people of North Carolina and their representatives to safeguard this fund. Public sentiment would demand it. But we must not forget that North Carolina has other sacred interests besides roads and we should see the state as a whole.

It will be argued that the people wish to vote on the Constitutional amendment and as evidence you will receive many petitions. Signing petitions has no special significance. If the opportunity was afforded you would get an equally large number of signers in favor of reducing the tax on gasoline from 6 to 3 cents per gallon, but you wouldn't even consider that. You cannot afford to adopt the policy of legislating by petition. The question may be asked why not give the people the right to vote on it anyway? The reason is that you do not submit any other question of similar import to the people and members of the Legislature are charged with responsibility for providing the measures to raise revenue and the expenditure of funds so raised are not properly the subject of Constitutional regulation. The effort is to regulate a temporary matter by provisions of the fundamental law. The Constitutional Convention of New York this year wisely refused to include such amendment in the Constitution submitted to the people.

Let's analyze the situation. The bonds issued for road construction pledge the full faith and credit of the state for their payment and they amount to a first mortgage on all the property in the state. About $73,000,000 of these bonds are still outstanding and the whole state is liable for the payment of every dollar. The state has given the road fund the monopoly on its greatest source of income, to-wit, the tax on gasoline and license taxes on motor vehicles. Now the proposition is that the state shall be forever barred from using any of this fund, no matter how great the emergency, nor how necessary to maintain and protect its own credit.

To illustrate in human relationship: A fond mother borrows $116,000,000 to establish her son in business and mortgages all of her property of every kind to secure it. The son is faithful to his trust, does well in business, uses the money wisely, repays much of the borrowed money. The mother has many other children and interests and demands are heavy upon her, while economic disaster has vitally reduced her revenues during the period of the depression. The son pays a million dollars a year for four years from the revenues of his business to help save the credit of his mother and enable her to meet her obligations. Just as soon as her business improves she does not ask him for any further assistance. In the meantime, the people who sell goods on which the son receives tribute conceive the plan to have the son amend the charter of his company so that no matter what sort of dire necessity may overtake the mother that the son can never again come to her aid financially, and this notwithstanding the fact that all the property of the mother is still under mortgage for around $73,000,000 for borrowed money which the son is using in his business. The question which you will have to answer is: Should the son amend his charter and forever foreclose his right to come to the assistance of his own mother in her hour of need?

No man here would be willing to close the door in this fashion against his mother in the flesh. I am unwilling to offer the opportunity to close the door against the governmental mother—North Carolina, and let it be locked and the key thrown away, while she is responsible for the education of 900,000 children, for the care of over 7,000 helpless people in the hospitals for the insane, for over 12,000 in her colleges, for the other thousands in charitable and correctional institutions, and more than 32,000 old people in need and 20,000 dependent children and with other multiplied demands to be met daily. I see North Carolina as a whole and I would not forget her manifold obligations.

Labor Legislation

The last General Assembly enacted labor legislation placing North Carolina in the forefront of states providing some protection for those who labor in industry. The child labor bill adopted has been accorded high praise and is accepted as setting a standard for the several states. The law prescribing hours for adult males was the first ever enacted in this state. It represented the basis upon which a more perfect measure may be provided, and I commit to you a study of this question without specific recommendation at this time, except to say that this law ought to be amended to more nearly harmonize with present standards.

I rejoice that the lot of all those who work has been improved. Wages are better, hours are shorter, opportunities are greater and there is employment for more people. Peace and good will prevails to a marked degree among employers and employees and there is manifest interest and concern for the mutual well being of all. I heartily commend both the employers and the employed and congratulate each that we have come through the past two years without any major disturbances and with a minimum of friction anywhere.

No Reapportionment Now

I do not recommend a reapportionment of representation by this General Assembly for the reason that the new census of 1940 would require a new reapportionment by the next Assembly. It should be definitely agreed, however, that there will be a reapportionment immediately following the 1940 census regardless of which counties may lose or gain in representation. There can be no legitimate excuse for failure to follow the mandate of the Constitution in this regard and we ought never to ignore this provision.

The Death Penalty

There are four crimes for which the death penalty is prescribed—murder, rape, burglary and arson. In each case where there is a conviction for the highest offense the punishment is arbitrarily fixed and must be imposed by the Court. In many cases both court and jury feel that the extreme penalty ought not to be invoked, but there is no alternative. It seems to me that it would be helpful in the administration of justice if the power to

impose a penalty of life imprisonment instead of death was residuary in either the jury or court or both, to be exercised when the facts of the case warranted.

Another matter worthy of your consideration is the possible change from the gas chamber to the electric chair as a means of execution. Those who witness the executions are practically unanimous in the view that the electric chair produces death almost instantaneously and is more humane. I share this view. The state continues to kill in the death chamber and, sad to relate, people continue to commit capital crimes in increasing numbers on the outside.

Safety on the Highways

In the year of 1937 we reached an unhappy peak in the slaughter of men, women and children on our highways, the total number killed being 1123 and the injured numbering 7990. The Division of Public Safety led in an intensive campaign, supported and participated in by the State Highway Patrol, county and municipal officials, the newspapers, radio stations, churches, schools, civic clubs and many other organizations, to create public sentiment for the safe use of the highways. The effort has partially succeeded. North Carolina has become safety conscious and the result has been a reduction in fatalities and injuries. Notwithstanding more cars were licensed in the state than ever before and greatly increased travel upon the highways by those from other states, we had 216 fewer killed upon the highways in 1938. This is encouraging, but we must continue the campaign of both education and enforcement.

I commend fully the work accomplished and believe that an appropriation should be made to continue safety work and more thoroughly organize its activities. In this respect I am moved to earnestly recommend that the State Highway Patrol be increased by the addition of fifty more patrolmen, which will enable this splendid organization to do even more effective work for the state.

Advertising the State

The results of the state advertising program have been most satisfactory. The state is becoming favorably known throughout the nation and its resources and opportunities are being intelligently presented and the many attractions which we have to offer tourists have been heralded to the four corners of the country in advertising and news stories. During the year 1938, 122 new industries came to North Carolina and 70 other industries expanded. These ranged all the way from hosiery mills to a two million dollar cigarette paper manufacturing plant, and a seven million dollar steam electrical plant—the second largest in the world to be erected by a private company. The payrolls of these industries will exceed $11,000,000 annually. More people visited the state last year than during any similar period of its history and this was directly reflected in the greatly increased revenue from sale of gasoline, surpassing all previous records. It is not contended that the advertising program is responsible

for all of these developments, but it cannot be denied that good results have been achieved and I sincerely recommend a continuation of the appropriation. More people visited Smoky Mountain National Park this year than any other park in the nation, save one, and careful estimates show that North Carolina tourist business has increased from $25,000,000 in 1936 to over $60,000,000 in 1938. With proper direction I make bold to predict that in less than ten years the tourist business will be worth more to the state than the tobacco and cotton crops combined, and every section will share in this benefit.

Taxation

This important subject has been discussed only incidentally. I shall transmit to you at an early date the report of the Budget Commission, making its recommendations as to both taxes and appropriations. Your greatest task will be raising revenue. I like the idea of formulating a permanent tax measure so that the public may know with some degree of assurance what the general tax policy of the state will be, with the thought that succeeding General Assemblies, instead of revising and re-enacting the whole tax bill, will confine its work to making such changes, modifications or additions as may be deemed wise. North Carolina needs new industries to aid in the utilization of our raw materials and undeveloped resources; to provide profitable employment for an increasing number of workers who wish to work and seek only the opportunity of making an honest living and who are dependable and almost wholly native born. Every section of the state needs these new industries, but especially the eastern part of the state would be greatly helped by added payrolls, as would also the extreme western section.

One of the best inducements for the location of new enterprises is a fair and stable tax system. I do not believe in the policy of offering free sites and tax exemption privileges to new enterprises to locate in the state, for it would not be fair to competing industries already located here and paying taxes, but I do believe in assuring them of fair and just treatment and the same protection of the law accorded every other citizen of the state, both as to his personal and property rights.

Your Commission of Classification of Property has made a most valuable contribution to our tax study and I commend the report to your careful consideration.

In this connection I think if you would authorize the establishment of a real tax research division in the Revenue Department and provide for the services of an expert to devote his whole time to the study of our tax system and the tax systems of other states, you would make a real contribution to the solution of many of our tax problems.

Miscellaneous Causes

Failure to discuss the reports of various commissions or recommendations of departments should not be construed as minimizing their importance. This has special reference to the Department of Justice. How much you

can do at this time will have to be determined after you have investigated fully the very able and comprehensive report, but certainly much can be accomplished in the way of coordination. Some confusion exists in the public mind with reference to the new Justice Building to be erected fronting the capitol grounds, on the theory that a department of justice building was being erected before a Department of Justice was established. The erection of this building has no relation to the establishment of any such department. This building is for the purpose of housing all the agencies engaged in the administration of justice, chief of which is the Supreme Court, and has no connection with the consolidation of any departments.

There are so many important causes that will require earnest consideration at your hands, such as the enlarged program of public health, the expanding vocational education work, the pressing demand for extended state library service, greater support for the adult education work, the establishment of a permanent exposition, better regulations for appointing magistrates, providing for rule making by the Supreme Court, strengthening of our state anti-lynching statute, the enactment of a bill for roadside improvement and beautification, the retirement fund for teachers, state and municipal employees, and other similar measures, that I shall have to content myself now with a mere solicitation of your interest in and study of these important matters, some of which I may wish to discuss with you later.

New Social Security Agencies

Under the direction of the Unemployment Compensation Commission over 200,000 workers received payments in 1938 during periods of unemployment which totaled over $8,000,000. This new and complicated social security agency has been set up and administered more economically than most of the other states, considering the number of claims processed, and the workers received this tremendous assistance for the first time last year. The state, therefore, has had a magnificent program of expanding service. The old age assistance, dependent children and help to the blind activity is participated in by the federal, state and county and this has proven a wise and salutary provision, and similar responsibility should be continued. This sort of arrangement has saved the whole program from going on the rocks. The payments now go monthly to 31,664 old people in need, 20,836 dependent children and 1,961 blind people requiring help. The average monthly payments to old people is $9.30, to children $5.56, and to blind $14.60. The numbers will have to be gradually increased and the amounts somewhat enlarged, but this provision for those in need has been an indispensable blessing and has saved much suffering.

Splendid Cooperation

No Governor has ever had finer cooperation from the Council of State and other State officials and those commanding the various departments of State government. I wish to acknowledge my personal debt of gratitude for their loyalty, efficient service and fine consecration to the public good. It has been an inspiration to work with them and share in some measure

the service they are rendering the state. We believe that economy is still a virtue in government and I am happy to say to you that your government is making a record in economical administration that has not been duplicated in any other state when you consider the service rendered. Thrift, economy and work are three good words applicable to government as well as the every day affairs of life, and these have found expression in the conduct of your public business.

The Future Outlook

I am proud of North Carolina. I am not unmindful of our shortcomings and limitations. We have grappled with poverty for generations and we are still poor. We lack many things. We have come a long way and we still have a long way to go—but we are on the way. We know the problems to be solved and the difficulties to be overcome, but we are neither discouraged nor dismayed and we shall not be defeated. We are conscious of real accomplishments in the past and of substantial attainments in the present and we know the needs of the future. We are determined that as the lengthening shadows of tomorrow's sun fall across this commonwealth it shall be illumined with a brighter hope for all the people than they have dared to conceive heretofore.

We face the future unafraid. We go forward daringly. We shall be practical enough to count the cost, idealistic enough to see the possibilities, courageous enough to follow the gleam and unselfish enough to make the sacrifice. We will dedicate ourselves patriotically to the high task of state building. Rich in history, hallowed in tradition, unfailing in faith and unyielding in loyalty—this citizenship rises to meet the future with resolute purpose and high hope. United in the common bonds of good will, free from class distinctions and racial hatreds, from group antagonisms and factional prejudices, we shall educate our children, train and equip our young men and women for work and make them self-reliant and independent, care for the unfortunate, minister to the old and afflicted, develop our industries and improve our agriculture, enrich rural life and better the condition of those who labor, raising the standard of living for all and preserving here the essence of free government, where human and property rights shall be safeguarded and every constitutional guaranty of the citizen held sacred.

With a fresh baptism in the faith of the fathers, a new reverence for God and spiritual values, a better understanding of the brotherhood of man and a determined purpose to lift humanity to higher levels, we can build here in this blessed state a civilization that will save the nation."

Upon motion of Senator Lumpkin, the joint session dissolves, and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

Senator C. H. Cowles of the Twenty-Fourth District, failing to reach the Senate Chamber in time to be sworn in at the session of yesterday, appears with the proper certificates of election and takes and subscribes to

the following prescribed oath of office which is administered by the President of the Senate:

"Do you solemnly and sincerely swear that you will support the Constitution of the United States, that you will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof, and that you will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of your knowledge and ability and that you will faithfully discharge your duties as Senator: So help you, God."

Upon motion of Senator Graham, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRD DAY

SENATE CHAMBER,
Friday, January 6, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Upon motion of Senator Hatcher, the reading of the Journal of yesterday is dispensed with, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Halstead: S. R. 2, a joint resolution to authorize and provide for the printing of the governor's message to the General Assembly.

Upon motion of Senator Halstead, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Gregory: S. B. 3, a bill to amend Sections 4057 and 4660 of the Consolidated Statutes substituting electrocution or death by electrocution for death by the administration of lethal gas for capital offenses in North Carolina.

Referred to Committee on Judiciary No. 1.

By Senator Frink: S. B. 4, a bill to provide for the establishment of a nautical school for the State of North Carolina.

Referred to Committee on Education.

By Senator Palmer: S. B. 5, a bill to amend Chapter 407 of the Public Laws of 1937 fixing license fee for private passenger vehicles at $5.00.

Referred to Committee on Judiciary No. 2.

By Senator Watkins: S. B. 6, a bill to amend Section 29 of Chapter 302 of the Private Laws of 1913, relating to the Charter of the town of Oxford.

Upon motion of Senator Watkins, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Larkins: S. R. 7, a joint resolution inviting the Honorable A. B. (Happy) Chandler, Governor of the State of Kentucky, to address a joint session of the General Assembly.

Upon motion of Senator Larkins, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

The courtesies of the floor are extended to Governor Clyde R. Hoey, Governor A. B. (Happy) Chandler of the State of Kentucky and Mrs. Chandler. Governor Chandler delivers a brief informal address to the Senate.

The courtesies of the floor are extended to Honorable Josephus Daniels, Ambassador to Mexico.

REPORT OF RULES COMMITTEE

Senator Taylor, for the Committee on Rules, submits the following report and recommendation:

That Rule 15 be amended by adding at the end thereof "Unemployment Compensation" and that Rule 45 be amended by adding at the end of the second paragraph thereof "Unemployment Compensation."

Upon motion of Senator Taylor, the recommendation submitted in the report of the Committee on Rules is adopted.

APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Agriculture—Senators Clark, Chairman; Watkins, Warren, Spruill, Corey, Eagles, Larkins, Bain, Ward, Council, Ballentine, Bruton, Graham, Morphew, Cogburn, Bowers.

Committee on Appropriations—Senators Rodman, Chairman; Sutton,

Graham, Fearing, Spruill, Corey, Ward, Frink, Council, Ballentine, Gibbs, Watkins, Gregory, Folger, Cowles, Separk, Gardner, Austin, Morphew, Cogburn, Warren, Bain.

Committee on Banks and Currency—Senators Ballentine, Chairman; Graham, Bain, Fearing, Clark, Corey, Eagles, Lumpkin, Larkins, Sutton, Ward, Council, McIntyre, Gibbs, Gregory, Gray, Folger, Bowers, Bruton, Prince, Umstead.

Committee on Caswell Training School—Senators Sutton, Chairman; Bruton, Watkins, Jewell, Joyner, Fearing, Long, Corey, Eagles, Lumpkin, Bain.

Committee on Claims—Senators Spruill, Chairman; Halstead, Long, Fearing, Corey, Wellons, Bain, Ward, McIntyre, Thomas, Ballentine, Watkins, Warren, Price, Bruton, Palmer, Joyner, Prince, Austin, Bowers, Cogburn.

Committee on Commercial Fisheries—Senators Frink, Chairman; Hughes, Rodman, Fearing, Spruill, Clark, Long, Larkins, Sutton, Bain, Bellamy, McIntyre, Boyette, Thomas, Smith, Blythe, Joyner.

Committee on Congressional Districts—Senators Lumpkin, Chairman; Rodman, Halstead, Fearing, Eagles, Wellons, Bain, Ward, Bellamy, Price, Jewell.

Committee on Conservation and Development—Senators Bellamy, Chairman; Sutton, Halstead, Fearing, Spruill, Clark, Long, Larkins, Bain, Ballentine, Frink, Council, Boyette, Thomas, Barber, Smith, Blythe, Gregory, Gray, Morphew, Hatcher.

Committee on Consolidated Statutes—Senators Halstead, Chairman; Bowers, Rodman, Lumpkin, Larkins, Sutton, Wellons, Ward, Bellamy, Frink, Jewell, Cowles, Joyner, Hatcher, Curtis, Morphew.

Committee on Constitutional Amendments—Senators Gibbs, Chairman; Eagles, Rodman, Fearing, Larkins, Sutton, Ward, McIntyre, Ballentine, Gold, Taylor, Smith, Gardner, Umstead.

Committee on Corporations—Senators Ward, Chairman; Larkins, Bellamy, Gibbs, Gold, Price, Smith, Palmer, Gray, Joyner, Gardner, Austin, Curtis, Cogburn, Morphew.

Committee on Counties, Cities and Towns—Senators Umstead, Chairman; Gregory, Hughes, Spruill, Clark, Long, Eagles, Larkins, Bain, Bellamy, Frink, Barber, Gibbs, Smith, Blythe, Folger, Joyner, Prince, Austin, Morphew.

Committee on Courts and Judicial Districts—Senators Halstead, Chairman; Morphew, Gardner, Bowers, Corey, Rodman, Larkins, Sutton, Wellons, Ward, Bellamy, Frink, McIntyre, Gibbs, Gold, Taylor, Folger, Joyner.

Committee on Distribution of Governor's Message—Senators Cogburn, Chairman; Fearing, Spruill, Corey, Lumpkin, Wellons, Bain, Frink, Umstead, Gold, Prince, Curtis, Morphew.

Committee on Education—Senators Folger, Chairman; Larkins, Umstead,

Boyette, Rodman, Corey, Eagles, Lumpkin, Sutton, Blythe, Ballentine, Gibbs, Price, Taylor, Smith, Gray, Separk, Gardner, Austin, Hughes, Bellamy, Fearing, Curtis, Hatcher.

Committee on Election Laws—Senators Morphew, Chairman; Hughes, Rodman, Fearing, Clark, Lumpkin, Larkins, Council, Umstead, Taylor, Smith, Blythe, Folger, Gardner, Prince, Hatcher, Austin, Cogburn, Gray, Barber.

Committee on Engrossed Bills—Senators Warren, Chairman; Larkins, Bain, Ward, Frink, Boyette, Barber, Watkins, Halstead, Hughes, Fearing, Spruill, Eagles, Gold, Bruton, Blythe, Separk.

Committee on Enrolled Bills—Senators Price, Chairman; Halstead, Spruill, Lumpkin, Wellons, Bain, Frink, Barber, Warren, Bruton, Jewell, Gray, Cowles, Prince.

Committee on Federal Relations—Senators Gardner, Chairman; Fearing, Clark, Corey, Larkins, Bellamy, McIntyre, Thomas, Warren, Gold, Price, Blythe, Folger, Graham, Prince, Cogburn, Gray.

Committee on Finance—Senators Taylor, Chairman; Joyner, Umstead, Long, Hughes, Eagles, Lumpkin, Larkins, Bellamy, Boyette, Thomas, Barber, Gold, Price, Smith, Palmer, Blythe, Gray, Prince, Hatcher, Curtis, McIntyre.

Committee on Immigration—Senators Wellons, Chairman; Bain, Halstead, Hughes, Thomas, Gibbs, Umstead, Jewell, Palmer, Gardner, Prince, Cogburn, Morphew, Bowers, Cowles.

Committee on Insane Asylums—Senators Council, Chairman; Clark, Spruill, Eagles, Lumpkin, Larkins, Ward, Gibbs, Watkins, Umstead, Smith, Folger, Graham, Joyner, Hatcher, Curtis.

Committee on Institution for the Blind—Senators Curtis, Chairman; Hughes, Fearing, Clark, Long, Eagles, Lumpkin, Sutton, Wellons, Bain, Frink, Thomas, Ballentine, Bruton, Folger, Gregory.

Committee on Institutions for the Deaf—Senators Fearing, Chairman; Spruill, Long, Eagles, Lumpkin, Larkins, Sutton, Wellons, Bain, Frink, Thomas, Ballentine, Watkins, Warren, Bruton, Blythe, Cowles, Joyner, Separk, Prince, Hatcher, Austin, Bowers, Cogburn.

Committee on Insurance—Senators Eagles, Chairman; Halstead, Hughes, Rodman, Fearing, Clark, Blythe, Larkins, Bain, Frink, McIntyre, Boyette, Barber, Ballentine, Gibbs, Umstead, Gold, Jewell, Taylor, Gray, Joyner, Morphew, Watkins.

Committee on Internal Improvements—Senators McIntyre, Chairman; Gray, Cowles, Separk, Gardner, Hatcher, Bowers, Morphew, Halstead, Wellons, Council, Ballentine, Gold, Jewell.

Committee on Journal—Senators Hatcher, Chairman; Gibbs, Fearing, Spruill, Eagles, Larkins, Ward, Council, Boyette, Ballentine, Gray, Separk, Austin, Cogburn, Morphew.

Committee on Judiciary No. 1—Senators Gold, Chairman; Corey, Halstead, Rodman, Larkins, Sutton, Bellamy, Frink, Barber, Wellons, Taylor, Smith, Gregory, Curtis, Morphew.

Committee on Judiciary No. 2—Senators Joyner, Chairman; Ward, Gibbs, McIntyre, Price, Palmer, Folger, Gardner, Hatcher, Bowers, Cogburn, Lumpkin, Boyette, Gray, Prince, Austin.

Committee on Justices of the Peace—Senators Bruton, Chairman; Fearing, Wellons, Ward, Frink, Council, Barber, Watkins, Warren, Jewell, Gregory, Cowles, Gardner, Curtis.

Committee on Library—Senators Austin, Chairman; Hughes, Fearing, Sutton, Warren, Gold, Bruton, Gregory, Cowles, Separk, Gardner, Cogburn.

Committee on Manufacturing, Labor and Commerce—Senators Separk, Chairman; Gardner, Rodman, Clark, Long, Corey, Larkins, Wellons, Bain, Ward, Council, Thomas, Price, Jewell, Smith, Gregory, Gray, Graham, Sutton, Taylor, Gold.

Committee on Military Affairs—Senators Bain, Chairman; Hatcher, Rodman, Corey, Ward, Taylor, Cogburn, Gibbs, Boyette, Clark, Hughes.

Committee on Mining—Senators Prince, Chairman; McIntyre, Boyette, Thomas, Barber, Umstead, Price, Graham, Hatcher, Austin, Bowers, Curtis, Cowles, Cogburn, Morphew.

Committee on Penal Institutions—Senators Watkins, Chairman; Bain, Ward, Bellamy, Council, Thomas, Gibbs, Price, Palmer, Graham, Halstead, Hughes, Fearing, Spruill, Clark, Eagles, Larkins, Sutton, Gardner, Blythe.

Committee on Printing—Senators Gibbs, Chairman; Spruill, Corey, Lumpkin, Sutton, Bellamy, Frink, Boyette, Barber, Ballentine, Watkins, Graham, Prince, Hatcher, Bowers, Curtis, Cogburn, Morphew, Cowles.

Committee on Pensions and Soldiers Home—Senators Hughes, Chairman; Spruill, Corey, Gold, Jewell, Gregory, Gray, Folger, Cowles, Separk, Prince, Bowers, Cogburn.

Committee on Propositions and Grievances—Senators Corey, Chairman; Hughes, Clark, Eagles, Lumpkin, Sutton, Wellons, Bain, Bellamy, McIntyre, Barber, Gibbs, Warren, Jewell, Palmer, Cowles, Graham, Cogburn.

Committee on Public Health—Senators Long, Chairman; Thomas, Halstead, Spruill, Clark, Eagles, Lumpkin, Larkins, Sutton, Wellons, Bain, Bellamy, Warren, Palmer, Folger, Cowles, Separk, Bowers, Curtis, Gray.

Committee on Public Roads—Senators Larkins, Chairman; Gardner, Halstead, Spruill, Eagles, Lumpkin, Bellamy, Council, McIntyre, Ballentine, Watkins, Umstead, Bruton, Smith, Blythe, Gregory, Folger, Joyner, Prince, Austin, Morphew, Curtis, Warren, Ward, Boyette.

Committee on Public Utilities—Senators Blythe, Chairman; Larkins, Rodman, Council, Boyette, Thomas, Ballentine, Umstead, Taylor, Smith, Palmer, Gray, Separk, Hatcher, Curtis, Joyner.

Committee on Public Welfare—Senators Barber, Chairman; Boyette, Hughes, Rodman, Fearing, Clark, Long, Sutton, Wellons, Bain, Ward, Bellamy, Ballentine, Gibbs, Watkins, Umstead, Taylor, Smith, Gregory, Graham, Gardner, Cogburn.

Committee on Railroads—Senators Jewell, Chairman; Rodman, Long, Ward, Bellamy, McIntyre, Gold, Taylor, Palmer, Gregory, Graham, Separk, Hatcher.

Committee on Salaries and Fees—Senators Palmer, Chairman; Halstead, Long, Corey, Eagles, Sutton, Wellons, Bain, Ward, Boyette, Ballentine, Gibbs, Watkins, Warren, Price, Bruton, Cowles, Graham, Bowers, Curtis, Morphew.

Committee on Senate Expenditures—Senators Boyette, Chairman; Long, Corey, Eagles, Lumpkin, Bain, Bellamy, Frink, Council, Thomas, Watkins, Blythe, Graham, Hatcher.

Committee on Senatorial Districts—Senators Graham, Chairman; Umstead, Halstead, Hughes, Rodman, Clark, McIntyre, Price, Palmer, Gregory, Folger, Joyner, Austin, Curtis, Cogburn, Morphew, Bowers.

Committee on Trustees of the University—Senators Gray, Chairman; Umstead, Taylor, Rodman, Spruill, Long, Sutton, Ward, Bellamy, Palmer, Blythe, Gregory, Graham, Cowles, Joyner, Separk, Gardner, Austin, Council.

Committee on Unemployment Compensation—Senators Gregory, Chairman; Rodman, Clark, Watkins, Gold, Umstead, Gray, Gardner, Joyner, Morphew, Sutton, Gibbs, Taylor, Bellamy, Ward, Prince.

Committee on Water Commerce—Senators Thomas, Chairman; Hughes, Halstead, Rodman, Long, Wellons, Bellamy, Frink, Council, Umstead, Cowles.

Upon motion of Senator Taylor, 1000 copies of the rules and committee appointments are ordered printed.

Upon motion of Senator Gregory, Senators Blythe and Palmer are granted a leave of absence until Monday.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 10:30 o'clock, at which time only Public Local bills will be considered, and when the Senate adjourns tomorrow it will adjourn to meet Monday night at 8:00 o'clock.

FOURTH DAY

SENATE CHAMBER,
Saturday, January 7, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday night at 8:00 o'clock.

FIFTH DAY

SENATE CHAMBER,
Monday, January 9, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator J. H. Separk of the Twenty-Sixth District, failing to reach the Senate Chamber in time to be sworn in previously, appears with the proper certificates of election and takes and subscribes to the following prescribed oath of office which is administered by the President of the Senate:

"Do you solemnly and sincerely swear that you will support the Constitution of the United States, that you will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof, and that you will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of your knowledge and ability and that you will faithfully discharge your duties as Senator: So help you, God."

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Ward, the courtesies of the floor are extended to Judge Henry L. Stevens of the Sixth Judicial District.

Upon motion of Senator Ballentine, the courtesies of the floor are extended to former Senator J. C. Pittman of Lee County.

The courtesies of the floor are extended to former Lieutenant Governor J. Elmer Long and Mrs. Long.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor Clyde R. Hoey:

Monday, January 9, 1939.

To the Honorable, The General Assembly of North Carolina:

I have the honor to transmit herewith the proposed Budget for the biennium July 1, 1939, to June 30, 1941, fiscal years 1939-40, and 1940-41. The Budget Report will be found on pages XX to XXVIII inclusive, which gives a summary of the recommendations and a condensed statement of proposed revenues and expenditures. This report also sets forth some of the reasons for the recommendations.

Along with the Budget I am forwarding for consideration by your Honorable Body the Budget Appropriation Bill and the Budget Revenue Bill and the Machinery Act. You will observe that neither of these measures make any provision for new expenditures that would be necessary if the twelfth grade is provided or retirement fund established. The Commission has not sought to anticipate the action of the General Assembly with regard to either.

The members of the Advisory Budget Commission have given patient and intelligent consideration to all of the matters embraced in this report, and it represents their considered judgment after a full investigation into the claims and needs of the various institutions, departments and causes, and also the probable revenues to be realized from the measure proposed for your consideration.

You will discover that the tax measure proposed contains only a few changes from the present law, and they are comparatively unimportant. The Commission did not think it wise to propose a general increase in taxes and I fully share that view. However, unless the present provision is continued which makes it possible to apply the sales tax to gasoline for the benefit of the general fund, if needed, it will be necessary to find additional revenue by levying new taxes or increasing the rates now in effect. The reason is clear. You cannot take the risk of having a deficit unless some cushion is provided, otherwise you might find the State seriously embarrassed in mid-biennium.

The objection to levying more taxes is two-fold: first, it is extremely difficult to levy additional taxes without doing an injustice to already burdened tax-payers; and second, if business should develop satisfactorily the new taxes will not be necessary. It is never justifiable to collect taxes from the public except to meet the absolute needs, and the accumulation of too large a surplus is an incentive to extravagance.

The advantage of the provision of the present law is that no part of the sales tax as applied to gasoline will be transferred to the general fund unless it is absolutely necessary to meet the appropriations, if and when the general fund should become exhausted. This obviates the necessity for levy-

ing and collecting unnecessary taxes, and at the same time provides a sure method of protecting the State's credit.

You will be urged to repeal certain taxes upon the ground that some other states do not levy them. It should be borne in mind that those states do not provide public service in any wise comparable to that made available to the people of North Carolina. Our state provides an eight months school term for every district, while in these other states the burden of maintaining the school system rests largely upon the counties and municipalities. Here over 68 cents out of each dollar from the general fund goes to schools. These taxes in North Carolina are not made necessary by the expenses of administering government, but rather because of expenditures made for the public benefit in schools and similar services.

I need not emphasize the necessity of providing for a balanced budget. No appropriations should be made beyond the available funds to be realized from dependable sources of revenue.

I commit this important subject of legislation to your earnest consideration.

The message is referred to the Committee on Finance and Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rodman: S. R. 8, a joint resolution inviting Madam Frances Perkins, Secretary of Labor of the United States to address a joint session of the General Assembly.

Upon motion of Senator Rodman, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representativves by special messenger.

By Senator Gardner: S. B. 9, a bill to amend Chapter 407 of the Public Laws of 1937, prescribing the penalty for failure to stop in the event of highway accidents involving property damage.

Referred to Committee on Judiciary No. 2.

By Senator Gardner: S. B. 10, a bill to amend Consolidated Statutes, Section 4268, so as to include receivers and other fiduciaries in the embezzlement statute.

Referred to Committee on Judiciary No. 2.

By Senator Taylor: S. B. 11, a bill to provide for the listing and valuing of all property, real, personal and mixed, at its true value in money, and to provide for the taxation thereof by counties, municipalities and other local taxing authorities upon a uniform ad valorem basis.

Referred to Committee on Finance.

By Senator Taylor: S. B. 12, a bill to raise revenue.

Referred to Committee on Finance.

By Senators Rodman, Sutton, Bain, Separk, Gardner and Ward: S. B. 13, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies, and for other purposes.

Referred to Committee on Appropriations.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

SIXTH DAY

SENATE CHAMBER,
Tuesday, January 10, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Pursuant to S. R. 8, a joint resolution inviting Madam Frances Perkins, Secretary of Labor of the United States, to address a joint session of the General Assembly, the President appoints as a Committee on the part of the Senate, to act with a like Committee on the part of the House, to escort Madam Frances Perkins to the Hall of the House for the joint session tomorrow morning, Senators Rodman and Curtis, and a message is ordered sent to the House of Representatives informing that Body of such action.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gold: S. B. 14, a bill to require the salary of the Supreme Court Marshal-Librarian to be fixed by the Supreme Court and approved by the Governor.

Referred to Committee on Judiciary No. 1.

By Senator Price: S. B. 15, a bill to amend Chapter 228 of the Public Laws of 1933 and Chapter 432 of the Public Laws of 1937, relating to failure to support illegitimate children.

Referred to Committee on Judiciary No. 2.

By Senator Bruton: S. B. 16, a bill to repeal Section 29 of Chapter 87 of the Public Laws of 1921, relating to the tax on farm marketing associations.

Referred to Committee on Finance.

By Senator Warren: S. B. 17, a bill to amend Chapter 100 of the Public Laws of 1927, being "An act to enable the creation, government, maintenance and operation of sanitary districts and prescribing the powers of such districts," relating to sanitary districts in Caswell County.

Referred to Committee on Counties, Cities and Towns.

Upon motion of Senator Graham, the Senate adjourns to meet tomorrow at 12 o'clock M.

SEVENTH DAY

SENATE CHAMBER,
Wednesday, January 11, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 14, a bill to require the salary of the Supreme Court Marshal-Librarian to be fixed by the Supreme Court and approved by the Governor, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolution are introduced, read the first time, and disposed of as follows:

By Senator Graham: S. B. 18, a bill to provide for the drainage of sur-

face waters overflowing on adjacent lands caused by construction or maintenance work on the highways.

Referred to Committee on Public Roads.

By Senator Gregory: S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 12, a bill to validate all proceedings relative to the creation and organization of sanitary districts in Forsyth County, and validate all bonds authorized by said districts.

Referred to Committee on Public Health.

HOUSE OF REPRESENTATIVES,
Wednesday, January 11, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that pursuant to S. R. 8, entitled "A joint resolution inviting Madam Frances Perkins, Secretary of Labor of the United States, to address a Joint Session of the General Assembly," the Speaker of the House has appointed as a Committee on the part of the House to act with a like Committee on the part of the Senate to invite and escort Secretary Perkins to the Joint Session, Messrs. Vogler, Allen and Mull.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President announces that in accordance with the joint resolution inviting Honorable Frances Perkins to address a Joint Session of the Legislature, the hour having arrived for the delivery of her message, the Senate, preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor W. P. Horton.

Senator Rodman, on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort Madam Perkins to the Hall of the House, presents His Excellency, Governor Clyde R. Hoey, who introduces the guest speaker, Madam Perkins, who addresses the Joint Session.

At the conclusion of the address by Madam Perkins, upon motion of Senator Ballentine, the Joint Session dissolves and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

Upon motion of Senator Graham, the Senate adjourns to meet tomorrow at 12 o'clock M.

EIGHTH DAY

SENATE CHAMBER,
Thursday, January 12, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Senator George Butler of Sampson County.

Upon motion of Senator Clark, the courtesies of the floor are extended to former Senators Archie C. Gay of Northampton County and John Folger of Surry County.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Senator J. A. Patterson of Scotland County.

Upon motion of Senator Bowers, the courtesies of the floor are extended to former Senator Joe Williams of Yadkin County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calender, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2.

S. B. 10, a bill to amend Consolidated Statutes, Section 4268, so as to include receivers and other fiduciaries in the Embezzlement Statute, with a favorable report.

By Senator Long, for the Committee on Public Health.

S. B. 12, a bill to validate all proceedings relative to the creation and or-

ganization of sanitary districts in Forsyth County, and validate all bonds authorized by said districts, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatcher: S. B. 20, a bill to permit the County Commissioners to give to hospitals for medicinal purposes tax-paid liquor seized by officers and to otherwise dispose of the same.

Referred to Committee on Judiciary No. 2.

By Senator Sutton: S. B. 21, a bill to protect agricultural fairs in Lenoir County against unfair competition of carnivals and circuses.

Referred to Committee on Agriculture.

By Senators Gregory, Smith, Hatcher, Umstead, Warren, Morphew and Sutton: S. B. 22, a bill to amend Section 11 (d) of Chapter 1, Public Laws, extra session, of 1936, relating to the selection of personnel by the Unemployment Compensation Commission.

Referred to Committee on Unemployment Compensation.

By Senator Joyner: S. B. 23, a bill to amend the first paragraph of Section 1224-a, Article 13, Section 1, Chapter 77 of the Public Laws of 1925, now known as Section 1224-a of the North Carolina Code of 1935, relating to consolidation of corporations.

Referred to Committee on Judiciary No. 1.

By Senator Folger: S. B. 24, a bill to amend Section 16 of Chapter 189, Public Laws of 1921, relating to the time of payment of pensions.

Referred to Committee on Pensions.

By Senator Folger: S. B. 25, a bill to amend Section 6154, Volume 3, Article 17 of the Consolidated Statutes placing Surry County under the State-wide Primary Law.

Referred to Committee on Election Laws.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 21, a bill to amend Chapter 68, Private Laws of North Carolina, 1925, relating to the town of China Grove.

Upon motion of Senator Gregory, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 22, a joint resolution to be entitled "An act to expedite the adjournment of the General Assembly."

Upon motion of Senator Rodman, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 24, a joint resolution inviting the Honorable Aubrey Williams, Administrator of the National Youth Administration, to address a Joint Session of the General Assembly.

Upon Motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Wednesday, January 11, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that pursuant to H. R. 4, entitled "To move the sitting of the General Assembly of 1939 to Charlotte, North Carolina for one day only", the Speaker has appointed as a Committee on the part of the House to act with a like Committee from the Senate to complete arrangements, Messrs. Vogler, Ritch, Alexander and White.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as a Committee on the part of the Senate to act with a like Committee on the part of the House of Representatives to make arrangements for the sitting of the General Assembly in Charlotte, North Carolina, Senators Blythe, Smith, Separk, Larkins and Rodman, and a message is ordered sent to the House of Representatives informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 14, a bill to require the salary of the Supreme Court Marshal-Librarian to be fixed by the Supreme Court and approved by the governor.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 11:30 o'clock.

NINTH DAY

SENATE CHAMBER,
Friday, January 13, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Graham, the courtesies of the floor are extended to former Senator Stover Dunagan of Rutherford County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Corey: S. B. 26, a bill to amend S. B. 11, ratified August 13, 1938 by the Special Session 1938 General Assembly in order to give Tar River Port Commission authority to condemn easements and rights of way along the banks of Tar River for the purpose of depositing soil and other materials dredged from the channel of Tar River.

Upon motion of Senator Corey, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senators Gregory and Curtis: S. B. 27, a bill to exempt from the sales tax all food used for home consumption and also horses, mules, twine used in the making of fish nets and farm implements retailing at less than $25.00.

Referred to Committee on Finance.

By Senator Curtis: S. B. 28, a bill for the repeal of Sub-section 2 of Sub-section Q of Section 2, Chapter 407 of the Public Laws of North Carolina, Session 1937, Consolidated Statutes, Section 2621, (187).

Referred to Committee on Judiciary No. 1.

By Senator Hatcher: S. B. 29, a bill to repeal Chapter 430 of the Public Local Laws of the Session of 1937, relating to the election of the Burke County Board of Education.

Referred to Committee on Education.

By Senators Ballentine and Fearing: S. R. 30, a joint resolution extending a welcome to King George VI and Queen Elizabeth.

Upon motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 30, a bill to authorize the Board of Commissioners of Alleghany County to appoint a special tax collector.

Referred to Committee on Counties, Cities and Towns.

H. B. 32, a bill to repeal Chapter 611 of the Public Laws of 1937, entitled "An act to make the Solicitor of the Recorder's Court of Warren County Assistant Solicitor to the Superior Court of Warren County."

Upon motion of Senator Gibbs, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 23, a joint resolution making it mandatory upon the officers and departments of the State to give to members of the General Assembly, if so requested, information within the possession of themselves or their departments.

Referred to Committee on Judiciary No. 2.

H. B. 20, a bill to authorize the board of Jones County to employ delinquent taxes for the construction of a new Court-house and Jail.

Referred to Committee on Finance.

HOUSE OF REPRESENTATIVES,
January 11, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body that, pursuant to Joint Resolution No. 24, entitled "Joint Resolution inviting the Honorable Aubrey Williams, Administrator of the National Youth Administration, to address a Joint Session of the General Assembly", Mr. Speaker Ward has appointed as a Committee on the part of the House to serve with a like Committee on the part of the Senate, Messrs. Caffey, Mull and Bryant.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as a Committee on the part of the Senate, Senators Spruill and Boyette, and a message is ordered sent to the House of Representatives informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 10, a bill to amend Consolidated Statutes Section 4268, so as to include receivers and other fiduciaries in the embezzlement statute.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 12, a bill to validate all proceedings relative to the creation and organization of sanitary districts in Forsyth County, and validate all bonds authorized by said districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes, 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—46.

The President announces that in accordance with the joint resolution inviting Honorable Aubrey Williams to address a Joint Session of the Legislature, the hour having arrived for the delivery of his message, the Senate, preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing and the Joint Session is called to order by Lieutenant Governor W. P. Horton.

Mr. Caffey of Guilford County, on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort Mr. Williams to the Hall of the House, presents Mr. Williams, who addresses the Joint Session.

At the conclusion of the address by Mr. Williams, upon motion by Senator Halstead, the Joint Session dissolves and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 10:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8:00 o'clock.

TENTH DAY

SENATE CHAMBER,
Saturday, January 14, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Ballentine for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The courtesies of the floor are extended to Honorable Graham Barden, Congressman from the Third District.

The President announces the appointment of Senator Austin to the Committee on Agriculture.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Curtis: S. B. 31, a bill to make the provisions of Chapter 343, Public Laws of 1929, and Chapter 221, Public Laws of 1931, apply to Buncombe County.

Referred to Committee on Judiciary No. 2.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday night at 8:00 o'clock.

ELEVENTH DAY

SENATE CHAMBER,
Monday, January 16, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President announces the appointment of Senator Joyner to the Committees on Education and Railroads.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

H. B. 20, a bill to authorize the board of commissioners of Jones County to employ delinquent taxes for the construction of a new court-house and jail, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward: S. B. 32, a bill to amend Section 3326, Consolidated Statutes by permitting assistant secretaries of corporations to attest corporate conveyances.

Referred to Committee on Judiciary No. 2.

By Senator Ward: S. B. 33, a bill to confer jurisdiction on general county courts in bastardy proceedings.

Referred to Committee on Judiciary No. 2.

By Senators Umstead, Ballentine, Folger, Hatcher and Lumpkin: S. B. 34, a bill to declare the policy of the General Assembly of North Carolina with reference to the construction and maintenance of an adequate highway system in the State of North Carolina.

Referred to Committee on Public Roads.

By Senator Umstead: S. B. 35, a bill to prohibit units of Government engaging in business in competition with tax-paying citizens.

Referred to Committee on Judiciary No. 2.

By Senator Lumpkin: S. B. 36, a bill to abolish the absentee electors, and the use of absentee ballots, and markers and assistants in primaries and general elections in North Carolina.

Referred to Committee on Election Laws.

By Senator Lumpkin: S. B. 37, a bill to prohibit persons from entering the booths or polling places in the primary or general elections, except persons who are actually engaged in the act of voting.

Referred to Committee on Election Laws.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 12, a bill to validate all proceedings relative to the creation and organization of sanitary districts in Forsyth County, and validate all bonds authorized by said districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Morphew, Price, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered enrolled.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

TWELFTH DAY

SENATE CHAMBER,
Tuesday, January 17, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President extends the courtesies of the floor to Honorable Saxon Holt, Lieutenant Governor of the State of Virginia.

Upon motion of Senator Larkins, the courtesies of the floor are extended to former Senator E. T. Sanders of Alamance County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to former Senator E. F. Griffin of Franklin County.

Senator Barber moves that S. B. 34, a bill to declare the policy of the General Assembly of North Carolina with reference to the construction and

maintenance of an adequate highway system in the State of North Carolina, be taken from the Committee on Public Roads and re-referred to the Committee on Finance.

Senator Umstead offers a substitute motion that the bill be re-referred to the Committee on Appropriations.

The substitute motion of Senator Umstead fails of adoption.

The motion of Senator Barber is adopted and the bill is taken from the Committee on Public Roads and re-referred to the Committee on Finance.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gregory, for the Committee on Unemployment Compensation:

S. B. 22, a bill to amend Section 11 (d) of Chapter 1, Public Laws, Extra Session of 1936, relating to the selection of personnel by the Unemployment Compensation Commission, with a favorable report.

Upon motion of Senator Gregory, the bill is placed on today's calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gibbs: S. B. 38, a bill to amend Section 4445 of Consolidated Statutes of North Carolina relating to separation of an infant under six months of age from mother.

Referred to Committee on Public Welfare.

By Senators Cogburn and Price: S. B. 39, a bill to amend Section 4348 of the Consolidated Statutes of 1919, as amended by Chapter 57 of the Public Laws of 1935, relating to indecent exposure and immoral shows, etc.

Referred to Committee on Judiciary No. 2.

By Senator Corey: S. B. 40, a bill to amend Section 12 of Chapter 40 of the Public Laws of 1935, relating to driving while under the influence of intoxicating liquors.

Referred to Committee on Judiciary No. 1.

By Senator Corey: S. B. 41, a bill relating to the State Highway Patrol.

Referred to Committee on Public Roads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 19, a bill to repeal Chapter 449 of the Public Local Laws of 1935, relating to the closing of filling stations and places of business in Hyde County on Sunday.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 20, a bill to authorize the Board of Commissioners of Jones County to employ delinquent taxes for the construction of a new court-house and jail, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, Lumpkin, Morphew, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

S. B. 22, a bill to amend Section 11 (d) of Chapter 1, Public Laws, Extra Session of 1936, relating to the selection of personnel by the Unemployment Compensation Commission.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTEENTH DAY

SENATE CHAMBER,

Wednesday, January 18, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Palmer, the courtesies of the floor are extended to former Senator O. A. Swaringen of Cabarrus County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is ready to proceed with public business.

S. R. 2, a joint resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

S. R. 7, a joint resolution inviting the Honorable A. B. (Happy) Chandler, Governor of the State of Kentucky, to address a Joint Session of the General Assembly.

S. R. 8, a joint resolution inviting Madam Frances Perkins, Secretary of Labor of the United States, to address a Joint Session of the General Assembly.

H. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is ready to proceed with public business.

H. R. 4, a joint resolution to move the sittings of the General Assembly of 1939 to Charlotte, North Carolina, Mecklenburg County, for one day.

H. R. 22, a joint resolution to be entitled "An act to expedite the adjournment of the General Assembly."

H. R. 24, a joint resolution inviting the Honorable Aubrey Williams, Administrator of the National Youth Administration, to address a Joint Session of the General Assembly.

H. B. 12, an act to validate all proceedings relative to the creation and organization of sanitary districts in Forsyth County, and to validate all bonds authorized by said districts.

H. B. 21, an act to amend Chapter 68, Private Laws of North Carolina, 1925, relating to the town of China Grove.

H. B. 32, an act to repeal Chapter 611 of the Public Local Laws of 1937, entitled "An Act to make the Solicitor of the Recorder's Court of Warren County Assistant Solicitor to the Superior Court of Warren County."

S. B. 26, an act to amend S. B. 11, ratified August 13, 1938 by the Special Session 1938 General Assembly, in order to give Tar River Port

Commission authority to condemn easements and rights of way along the banks of Tar River for the purpose of depositing soil and other materials dredged from the channel of Tar River.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Umstead, for the Committee on Counties, Cities and Towns:

S. B. 17, a bill to amend Chapter 100 of the Public Laws of 1927, being "An act to enable the creation, government, maintenance and operation of sanitary districts and prescribing the powers of such districts", relating to sanitary districts in Caswell County, with a favorable report.

H. B. 30, a bill to authorize the Board of Commissioners of Alleghany County to appoint a special Tax Collector, with a favorable report.

H. B. 19, a bill to repeal Chapter 449, Public Local Laws, 1935, relating to the closing of filling stations and places of business in Hyde County on Sunday, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Cowles: S. B. 42, a bill to amend Chapter 144 of the Private Laws of 1913, relative to the jurisdiction of the Mayor of North Wilkesboro.

Upon motion of Senator Cowles, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second reading, and upon objection by Senator Joyner to its third reading, the bill remains upon the Calendar.

By Senator Sutton: S. B. 43, a bill to authorize the Utilities Commissioner to protect the United States from claims for damages to oyster beds in New River under certain conditions.

Referred to Committee on Public Utilities.

By Senator Curtis: S. B. 44, a bill to amend Consolidated Statutes, Section 3189, and to eliminate the necessity for kissing the Holy Bible in making oaths.

Referred to Committee on Judiciary No. 1.

By Senator Spruill: S. B. 45, a bill to protect creditors residing in North Carolina, in the removal of assets of a non-resident decedent.

Referred to Committee on Judiciary No. 2.

By Senator Halstead: S. B. 46, a bill to amend Section 476 of the North Carolina Code of 1935, it being supplementary to and amendatory of Consolidated Statutes of North Carolina Section 476, pertaining to time for service of original summons in tax foreclosure suits.

Referred to Committee on Judiciary No. 1.

By Senators Larkins and Blythe: S. B. 47, a bill to amend Chapter 349 of the Public Laws of 1937, relating to "The Law Enforcement Officers' Benefit Fund".

Referred to Committee on Unemployment Compensation.

By Senator Larkins: S. B. 48, a bill to validate the acts of Jane Holland as Clerk of the Board of Commissioners of Craven County.

Referred to Committee on Counties, Cities and Towns.

By Senator Boyette, by request: S. B. 49, a bill to amend Chapter 362 of the Public Laws of North Carolina, Session 1935, entitled "An act to enlarge the term of office of the several registers of deeds of this State", so as to include Moore County.

Referred to Committee on Judiciary No. 2.

By Senator Rodman: S. B. 50, a bill to provide for the collection of the delinquent taxes in Beaufort County.

Referred to Committee on Finance.

By Senator Rodman: S. B. 51, a bill to authorize Commissioners of Beaufort County to settle claim for building burned while used as public school house.

Referred to Committee on Judiciary No. 1.

By Senator Wellons: S. B. 52, a bill directing the State Auditor to issue and the State Treasurer to pay a pension warrant of one hundred and fifty dollars to E. L. Womack, son of Mrs. Minnie A. Womack, deceased, a confederate pensioner of Johnston County.

Referred to Committee on Pensions.

By Senator Gold: S. B. 53, a bill to amend Chapter 86, Public Laws of 1937, relating to tile contractors.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 8, a bill to amend Chapter 39 of the Private Laws of 1907, so as

to increase the corporate limits of the town of Newton, in the county of Catawba.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 20, a bill to authorize the Board of Commissioners of Jones County to employ delinquent taxes for the construction of a new court-house and jail, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—49.

The bill is ordered enrolled.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

FOURTEENTH DAY

SENATE CHAMBER,
Thursday, January 19, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Senator M. W. Nash of Guilford County and former Representative Thomas C. Hoyle of Guilford County.

Upon motion of Senator Curtis, the courtesies of the floor are extended

to former Senator Plato Ebbs of Buncombe County, Judge Zeb V. Nettles of the Nineteenth Judicial District, and Judge Samuel Caffey of Asheville.

Upon motion of Senator Ballentine, the courtesies of the floor are extended to former Senator John W. Hinsdale of Wake County.

Upon motion of Senator Rodman, the courtesies of the floor are extended to former Senator Elbert Peele of Martin County.

Upon motion of Senator Spruill, the courtesies of the lobby are extended to Mr. Julian Fenner, son of Representative W. E. Fenner of Nash County.

Upon motion of Senator Cowles, the courtesies of the floor are extended to former Senator Blackburn of Wilkes County.

The President announces the appointment of Senator Barber to the following Committees: Banks and Currency, Education, Manufacturing, Labor and Commerce, Public Roads, and Unemployment Compensation.

Upon motion of Senator Gregory S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933 relating to bastardy, is taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H. B. 20, an act to authorize the Board of Commissioners of Jones County to employ delinquent taxes for the construction of a new courthouse and jail.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

S. B. 16, a bill to repeal Section 29 of Chapter 87 of the Public Laws of 1921 relating to the tax on Farm Marketing Associations, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clark: S. B. 54, a bill to amend Chapter 278 of the Public Laws of 1937, relative to drainage districts in Edgecombe County.

Upon motion of Senator Clark, the bill is placed upon the Calendar.

By Senators Cogburn and Palmer: S. B. 55, a bill to repeal Chapter 86 of the Public Laws of 1937, entitled "An act to create a State Board of Examiners of tile contractors and to license persons engaging in the tile contracting business."

Referred to Committee on Judiciary No. 2.

By Senator Spruill: S. B. 56, a bill to amend Chapter 179 of the Public Laws of 1933 as amended by Chapter 54, Public Laws of 1935, relating to the regulation of the practice of cosmetic art in the State of North Carolina, so as to make the same read as follows.

Referred to Committee on Judiciary No. 1.

By Senator Corey: S. B. 57, a bill to amend Chapter 243, Public Laws of 1935, as amended by Chapter 422, Public Laws of 1937, relating to adoption of minors.

Referred to Committee on Public Welfare.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 50, a bill to regulate the closing of filling stations and places of business on Sunday in Northampton County.

Referred to Committee on Counties, Cities and Towns.

H. B. 51, a bill to prohibit the sale of wine and/or beer in Northampton County from 12 o'clock Saturday night until 12 o'clock Sunday night.

Referred to Committee on Judiciary No. 1.

H. B. 52, a bill to provide for the appointment of the clerk of the town of Jackson, Northampton County.

Referred to Committee on Counties, Cities and Towns.

H. B. 56, a bill to authorize the Board of Education and Board of Commissioners of Duplin County to construct a teacherage at the B. F. Grady School.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 17, a bill to amend Chapter 100 of the Public Laws of 1927, being "An act to enable the creation, government, maintenance and operation of

sanitary districts and prescribing the powers of such districts", relating to sanitary districts in Caswell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 42, a bill to amend Chapter 144 of the Private Laws of 1913, relative to the jurisdiction of the mayor of North Wilkesboro, upon third reading.

Upon motion of Senator Smith, the bill is referred to the Committee on Judiciary No. 2.

H. B. 19, a bill to repeal Chapter 449, Public Local Laws, 1935, relating to the closing of filling stations and places of business in Hyde County on Sunday.

Passes its second and third readings and is ordered enrolled.

H. B. 30, a bill to authorize the Board of Commissioners of Alleghany County to appoint a special tax collector.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTEENTH DAY

SENATE CHAMBER,
Friday, January 20, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Graham, the courtesies of the floor are extended to former Senator W. H. Childs of Lincoln County and Assistant District Attorney W. M. Nicholson of the Western District.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the Eighth Grade of Hugh Morson High School, Raleigh, N. C.

Upon motion of Senator Ballentine, the courtesies of the floor are extended to former Senator L. S. Brassfield of Wake County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to former Senator George McNeill of Cumberland County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to Mrs. John D. Larkins, Jr., Mr. and Mrs. W. T. Crawford of Jones County and Mrs. Ted Kennedy of Craven County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 28, a bill for the repeal of Sub-section 2 of Sub-section Q of Section 2, Chapter 407 of the Public Laws of North Carolina Session 1937, Consolidated Statutes, Section 2621, (187), with an unfavorable report.

S. B. 53, a bill to amend Chapter 86, Public Laws of 1937, relating to tile contractors, with a favorable report.

S. B. 44, a bill to amend Consolidated Statutes, Section 3189, and to eliminate the necessity for kissing the Holy Bible in making oaths, with a favorable report.

S. B. 46, a bill to amend Section 476 of the North Carolina Code of 1935, it being supplementary to and amendatory of Consolidated Statutes of North Carolina Section 476, pertaining to time for service of original summons in tax foreclosure suits, with a favorable report.

S. B. 51, a bill to authorize Commissioners of Beaufort County to settle claim for building burned while used as public school house, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 23, a bill to amend the first paragraph of Section 1224-a, Article 13, Section 1, Chapter 77 of the Public Laws of 1925, now known as Section 1224-a of the North Carolina Code of 1935, relating to consolidation of corporations, with a favorable report.

S. B. 9, a bill to amend Chapter 407 of the Public Laws of 1937, prescribing the penalty for failure to stop in the event of highway accidents involving property damage, with a favorable report.

S. B. 39, a bill to amend Section 4348 of the Consolidated Statutes of 1919, as amended by Chapter 57 of the Public Laws of 1935, relating to indecent exposure and immoral shows, etc., with a favorable report.

By Senator Taylor, for the Committee on Finance:

S. B. 50, a bill to provide for the collection of the delinquent taxes in Beaufort County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morphew: S. B. 58, a bill to extend the terms of office for Register of Deeds in Cherokee County to four years.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 33, a bill to provide employment preference for unemployed war veterans.

Referred to Committee on Military Affairs.

H. B. 7, a bill to amend the charter of the town of Kings Mountain, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 10, a bill to validate certain acts of trustees substituted in deeds of trust under the provisions of Chapter 78 of the Public Laws of 1931.

Referred to Committee on Judiciary No. 1.

H. B. 26, a bill to extend the terms of office for Register of Deeds in Lincoln County to four years.

Referred to Committee on Judiciary No. 2.

H. B. 34, a bill to extend the term of office for Register of Deeds in Davidson County to four years.

Referred to Committee on Judiciary No. 2.

H. B. 69, a bill to provide adequate office and storeroom space for the Register of Deeds of Currituck County.

Referred to Committee on Counties, Cities and Towns.

H. B. 70, a bill to require the Register of Deeds to perform the duties of County Accountant in Currituck County.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 54, a bill to amend Chapter 278 of the Public Laws of 1937, relative to drainage districts in Edgecombe County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

S. B. 16, a bill to repeal Section 29 of Chapter 87 of the Public Laws of 1921, relating to the tax on farm marketing associations, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M., at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

SIXTEENTH DAY

SENATE CHAMBER,
Saturday, January 21, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gregory, for the Committee on Unemployment Compensation:

S. B. 47, a bill to amend Chapter 349 of the Public Laws of 1937, relating to "The Law Enforcement Officers' Benefit Fund," with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Gregory and Rodman: S. B. 59, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law."

Referred to Committee on Unemployment Compensation.

By Senators Gregory and Rodman: S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation."

Referred to Committee on Unemployment Compensation.

By Senators Gregory and Rodman: S. B. 61, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law."

Referred to Committee on Unemployment Compensation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 84, a bill to abolish the Mecklenburg Industrial Home for Women.

Referred to Committee on Counties, Cities and Towns.

H. B. 58, a bill to authorize Hyde County to construct a jail and pay the costs of same out of surplus funds of said county.

Referred to Committee on Finance.

H. B. 85, a bill to repeal Chapter 24, Private Laws of 1935, relative to payment of taxes with bonds in the town of Sylva.

Upon motion of Senator Cogburn, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 51, a bill to authorize Commissioners of Beaufort County to settle claim for building burned while used as public school house.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday evening at 8 o'clock.

SEVENTEENTH DAY

SENATE CHAMBER,
Monday, January 23, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Corey, the courtesies of the floor are extended to former Senator E. G. Flanagan of Pitt County.

Upon motion of Senator Separk, the courtesies of the floor are extended to former Senator George B. Mason of Gaston County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mrs. Bill Flythe of Northampton County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Folger, for the Committee on Education:

S. B. 29, a bill to repeal Chapter 430 of the Public Local Laws of the Session of 1937, relating to the election of the Burke County Board of Education, with a favorable report.

H. B. 56, a bill to authorize the Board of Education and Board of Commissioners of Duplin County to construct a teacherage at the B. F. Grady School, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2.

S. B. 20, a bill to permit the County Commissioners to give hospitals for

medicinal purposes tax-paid liquor seized by officers and to otherwise dispose of the same, with a favorable report, as amended.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 55, a bill to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to terms of Superior Court for Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

H.B. 65, a bill to repeal Chapter 34 of the Public-Local Laws of 1937, creating a jury commission for the County of Macon.

Referred to Committee on Judiciary No. 1.

H. B. 98, a bill designating the court-house door of Lenoir County for the purpose of holding and making public sales.

Upon motion of Senator Sutton, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 50, a bill to provide for the collection of the delinquent taxes in Beaufort County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Rodman, Separk, Smith, Spruill, Taylor, Thomas, Ward, Warren, Watkins, Wellons,—42.

S. B. 54, a bill to amend Chapter 278 of the Public Laws of 1937, relative to drainage districts in Edgecombe County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin,

McIntyre, Morphew, Rodman, Separk, Smith, Spruill, Taylor, Thomas, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered sent to the House of Representatives.

S. B. 16, a bill to repeal Section 29 of Chapter 87 of the Public Laws of 1921, relating to the tax on Farm Marketing Associations, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Rodman, Separk, Smith, Spruill, Taylor, Thomas, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered sent to the House of Representatives.

S. B. 47, a bill to amend Chapter 349 of the Public Laws of 1937, relating to "The Law Enforcement Officers' Benefit Fund," upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Rodman, Separk, Smith, Spruill, Taylor, Thomas, Ward, Warren, Watkins, Wellons,—42.

S. B. 9, a bill to amend Chapter 407 of the Public Laws of 1937 prescribing the penalty for failure to stop in the event of highway accidents involving property damage.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 23, a bill to amend the first paragraph of Section 1224-a, Article 13, Section 1, Chapter 77 of the Public Laws of 1925 now known as Section 1224-a of the North Carolina Code of 1935, relating to consolidation of corporations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 39, a bill to amend Section 4348 of the Consolidated Statutes of 1919, as amended by Chapter 57 of the Public Laws of 1935, relating to indecent exposure and immoral shows, etc.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 44, a bill to amend Consolidated Statutes, Section 3189, and to eliminate the necessity for kissing the Holy Bible in making oaths.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 46, a bill to amend Section 476 of the North Carolina Code of 1935, it being supplementary to and amendatory of Consolidated Statutes of North Carolina, Section 476 pertaining to time for service of original summons in tax foreclosure suits.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 53, a bill to amend Chapter 86, Public Laws of 1937, relating to tile contractors.

Senators Cogburn and Palmer offer an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection by Senator Joyner to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

EIGHTEENTH DAY

SENATE CHAMBER,
Tuesday, January 24, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President extends the courtesies of the floor to former Lieutenant Governor A. H. Graham of Orange County and former Senator George B. Mason of Gaston County.

Upon motion of Senator Cowles, the courtesies of the floor are extended to James M. Scott of Wilkes County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 22, An act to amend Section 11 (d) of Chapter 1, Public Laws, Extra Session of 1936, relating to the selection of personnel by the Unemployment Compensation Commission.

H. B. 19, An act to repeal Chapter 449, Public Local Laws, 1935, relating to the closing of filling stations and places of business in Hyde County on Sunday.

H. B. 30, An act to authorize the Board of Commissioners of Alleghany County to appoint a special tax collector.

S. B. 10, An act to amend Consolidated Statutes, Section 4268, so as to include receivers and other fiduciaries in the embezzlement statute.

H. B. 85, An act to repeal Chapter 24, Private Laws of 1935, relative to payment of taxes with bonds in the town of Sylva.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 42, a bill to amend Chapter 144 of the Private Laws of 1913, relative to the jurisdiction of the Mayor of North Wilkesboro, with a favorable report, as amended.

Upon motion of Senator Cowles, the bill is placed upon today's Calendar.

S. B. 49, a bill to amend Chapter 362 of the Public Laws of North Carolina, Session 1935, entitled "An act to enlarge the term of office of the several Registers of Deeds of this State," so as to include Moore County, with a favorable report.

S. B. 45, a bill to protect creditors residing in North Carolina, in the removal of assets of a non-resident decedent, with a favorable report.

S. B. 32, a bill to amend Section 3326, Consolidated Statutes, by permitting assistant secretaries of corporations to attest corporate conveyance, with a favorable report.

H. R. 23, a joint resolution making it mandatory upon the officers and departments of the State to give to members of the General Assembly, if so requested, information within the possession of themselves or their departments, with an unfavorable report.

H. B. 34, a bill to extend the terms of office for Register of Deeds in Davidson County to four years, with a favorable report.

H. B. 26, a bill to extend the terms of office for Register of Deeds in Lincoln County to four years, with a favorable report.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

S. B. 48, a bill to validate the acts of Jane Holland as clerk of the Board of Commissioners of Craven County, with a favorable report.

H. B. 69, a bill to provide adequate office and storeroom space for the Register of Deeds of Currituck County, with a favorable report.

H. B. 70, a bill to require the Register of Deeds to perform the duties of County Accountant in Currituck County, with a favorable report.

H. B. 8, a bill to amend Chapter 39 of the Private Laws of 1907, so as to increase the corporate limits of the town of Newton, in the county of Catawba, with a favorable report.

H. B. 52, a bill to provide for the appointment of the clerk of the town of Jackson, Northampton County, with a favorable report.

By Senator Bain, for the Committee on Military Affairs:

H. B. 33, a bill to provide employment preference for unemployed war veterans, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Prince: S. B. 62, a bill to amend Section 411 of the Consolidated Statutes, relating to removal from suspension of Statute of Limitations as to non-resident defendant where complete remedy may be had upon a substitute service of process.

Referred to Committee on Judiciary No. 2.

By Senator Prince: S. B. 63, a bill to amend Section 76 of the Consolidated Statutes, relating to the conveyance of property of non-resident decedent without administration after five years from death.

Referred to Committee on Judiciary No. 2.

By Senator Bruton: S. B. 64, a bill relative to jury trials in Recorder's Courts in Montgomery County.

Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 41, a bill to amend Section 4156 of the Consolidated Statutes of North Carolina by striking out said section and substituting a new section in lieu thereof.

Referred to Committee on Judiciary No. 1.

H. B. 57, a bill to grant an easement in the bed of New River and over

marshland adjacent thereto in Onslow County to the United States for dredging a waterway channel therein.

Referred to Committee on Federal Relations.

H. B. 73, a bill to regulate the purchase, owning and registration of firearms in Buncombe County.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 50, a bill to provide for the collection of the delinquent taxes in Beaufort County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

The bill is ordered sent to the House of Representatives.

S. B. 47, a bill to amend Chapter 349 of the Public Laws of 1937, relating to "The Law Enforcement Officers' Benefit Fund," upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

The bill is ordered sent to the House of Representatives.

S. B. 20, a bill to permit the county commissioners to give to hospitals for medicinal purposes tax-paid liquor seized by officers and to otherwise dispose of the same.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 29, a bill to repeal Chapter 430 of the Public Laws of the Session of 1937, relating to the election of the Burke County Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 53, a bill to amend Chapter 86, Public Laws of 1937, relating to tile contractors, upon third reading.

Upon motion of Senator Gold, the bill is referred to the Committee on Judiciary No. 2.

H. B. 56, a bill to authorize the Board of Education and Board of Commissioners of Duplin County to construct a teacherage at the B. F. Grady School.

Passes its second and third readings and is ordered enrolled.

S. B. 42, a bill to amend Chapter 144 of the Private Laws of 1913, relative to the jurisdiction of the mayor of North Wilkesboro.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives by special messenger, without engrossment.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

NINETEENTH DAY

SENATE CHAMBER,
Wednesday, January 25, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gregory, the courtesies of the galleries are extended to the seventh grade of Hayes Barton School of Rowan County.

Upon motion of Senator Warren, the courtesies of the floor are extended to former Senator E. T. Sanders of Alamance County.

Upon motion of Senator Prince, the courtesies of the floor are extended to former Senator J. O. Bell of Henderson County.

Upon motion of Senator Folger, the courtesies of the galleries are extended to Mrs. J. G. Jewell, Virginia Jewell and Shirley Jewell, wife and daughters of Senator Jewell of Richmond County.

Upon motion of Senator Joyner, Lee Overman Gregory, Jr. and Laird Holder of Rowan County are made honorary pages of the Senate.

Upon motion of Senator Umstead, the courtesies of the galleries are extended to the eighth grade of O. C. Johnson School of Alamance County.

Upon motion of Senator McIntyre, the courtesies of the floor are extended to former Senator H. E. Stacy of Robeson County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to former Senator McDuffie of Vance County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 56, An act to authorize the Board of Education and Board of Commissioners of Duplin County to construct a teacherage at the B. F. Grady School.

H. B. 98, An act designating the court house door of Lenoir County for the purpose of holding and making public sales.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 20, a bill to permit the county commissioners to give to hospitals for medicinal purposes tax-paid liquor seized by officers and to otherwise dispose of the same.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

H. B. 58, a bill to authorize Hyde County to construct a jail and pay the costs of same out of surplus funds of said county, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Larkins and Frink: S. B. 65, a bill to amend Chapter 339 of the Public Laws of 1937, relative to search and seizure.

Referred to Committee on Judiciary No. 1.

By Senator Bain: S. B. 66, a bill to amend Section 6802 of Volume 2, Consolidated Statutes, 1919, as amended by Chapter 54 of the Public Laws of 1925, permitting the Adjutant General to be a member of the organized reserve corps of the United States.

Referred to Committee on Military Affairs.

By Senators Price and Boyette: S. B. 67, a bill to amend Chapter 210 of the Public Laws of 1933, as amended, creating the North Carolina State Bar.

Referred to Committee on Judiciary No. 2.

By Senator Gregory: S. B. 68, a bill to validate the tax listings and tax levies of the county of Rowan and the city of Salisbury.

Referred to Committee on Finance.

By Senator Frink: S. B. 69, a bill to amend Chapter 32 of the Public Local Laws of 1935, relating to the Port Commission for the city of Southport in the county of Brunswick.

Referred to Committee on Judiciary No. 1.

By Senator Gardner: S. B. 70, a bill to amend Section 4579 of the Consolidated Statutes of 1919, to prohibit sheriffs, jailers, or relatives of the same from going on bail of prisoners.

Referred to Committee on Judiciary No. 2.

By Senator Gregory: S. B. 71, a bill to promote the general welfare and to protect the health, safety, morals, and standard of living of the people of the State of North Carolina, and to protect fair and just employers of labor against the unfair low wage-advocates, by providing for the elimination of wage and hour standards detrimental to the health, safety, morals and standard of living of workers; to prescribe the powers and duties of the Commissioner of Labor under this Act; and for other purposes; and to be known as "The Wage and Hour Act."

Referred to Committee on Manufacturing, Labor and Commerce.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 17, a bill to amend Chapter 100 of the Public Laws of 1927, being "An act to enable the creation, government, maintenance and operation of sanitary districts and prescribing the powers of such districts," relating to sanitary districts in Caswell County, for concurrence in the House amendment.

Upon motion of Senator Warren, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 8, a bill to amend Chapter 39 of the Private Laws of 1907, so as to increase the corporate limits of the town of Newton, in the county of Catawba, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—48.

S. B. 48, a bill to validate the acts of Jane Holland as clerk of the Board of Commissioners of Craven County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 49, a bill to amend Chapter 362 of the Public Laws of North Carolina, Session 1935, entitled "An act to enlarge the term of office of the several registers of deeds of this State," so as to include Moore County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 26, a bill to extend the terms of office for Register of Deeds in Lincoln County to four years.

Upon motion of Senator Graham, action on the bill is deferred until tomorrow.

H. B. 34, a bill to extend the terms of office for Register of Deeds in Davidson County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 52, a bill to provide for the appointment of the clerk of the town of Jackson, Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 69, a bill to provide adequate office and storeroom space for the Register of Deeds of Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 70, a bill to require the Register of Deeds to perform the duties of County Accountant in Currituck County.

Passes its second and third readings and is ordered enrolled.

S. B. 32, a bill to amend Section 3326, Consolidated Statutes, by permitting assistant secretaries of corporations to attest corporate conveyances.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 45, a bill to protect creditors residing in North Carolina, in the removal of assets of a non-resident decedent.

Upon motion of Senator Folger, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 33, a bill to provide employment preference for unemployed war veterans.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered returned to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

TWENTIETH DAY

SENATE CHAMBER,
Thursday, January 26, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President announces the appointment of Senator Gray to the Committee on Public Roads.

Upon motion of Senator Clark, the courtesies of the galleries are extended to the Leggett High School of Edgecombe County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 17, An act to amend Chapter 100 of the Public Laws of 1927, being "An act to enable the creation, government, maintenance and operation of sanitary districts and prescribing the power of such districts," relating to sanitary districts in Caswell County.

S. B. 42, An act to amend Chapter 144 of the Private Laws of 1913, relative to the jurisdiction of the Mayor of North Wilkesboro.

H. B. 34, An act to extend the terms of office for Register of Deeds in Davidson County to four years.

H. B. 52, An act to provide for the appointment of the clerk of the town of Jackson, Northampton County.

H. B. 69, An act to provide adequate office and storeroom space for the Register of Deeds of Currituck County.

H. B. 70, An act to require the Register of Deeds to perform the duties of County Accountant in Currituck County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bain, for the Committee on Military Affairs:

S. B. 66, a bill to amend Section 6802 of Volume 2, Consolidated Statutes, 1919, as amended by Chapter 54 of the Public Laws of 1925, permitting the Adjutant General to be a member of the organized Reserve Corps of the United States, with a favorable report.

By Senator Halstead, for the Committee on Courts and Judicial Districts:

S. B. 64, a bill relative to jury trials in Recorder's Courts in Montgomery County, with a favorable report.

H. B. 64, a bill to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to terms of Superior Court for Mecklenburg County, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 63, a bill to amend Section 76 of the Consolidated Statutes, relating to the conveyance of property of non-resident decedent without administration after five years from death, with a favorable report.

S. B. 62, a bill to amend Section 411 of the Consolidated Statutes, relating to removal from suspension of Statute of Limitations as to non-resident defendant where complete remedy may be had upon a substitute service of process, with a favorable report.

By Senator Taylor, for the Committee on Finance:

S. B. 68, a bill to validate the tax listings and tax levies of the county of Rowan and the city of Salisbury, with a favorable report.

Upon motion of Senator Gregory, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Blythe: S. B. 72, a bill to postpone the collection of street assessments on the Salvation Army Home in the city of Charlotte, North Carolina.

Upon motion of Senator Blythe, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Ballentine: S. B. 73, a bill to amend Chapter 409 of the Public Laws of North Carolina of 1937, known as the Maximum Hour Law and Section 6554 of the Consolidated Statutes of North Carolina, as amended, relative to hours of labor for employees of retail and wholesale florists.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senators Frink, Larkins and Bellamy: S. B. 74, a bill to amend Chapter 52, Section 12 of the Public Laws of 1935.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 82, a bill to amend Chapter 362 of the Public Laws of North Carolina, Session 1935, entitled "An act to enlarge the term of office of the several registers of deeds of this State," so as to include Washington County.

Referred to Committee on Judiciary No. 2.

H. B. 86, a bill to extend the terms of office for Register of Deeds in Dare County to four years.

Referred to Committee on Judiciary No. 2.

H. B. 75, a bill validating the action of the governing body of the town of Chapel Hill in voiding street assessments and reassessing property within designated limits.

Referred to Committee on Finance.

H. B. 62, a bill to amend Section 5028 of Volume 2, Consolidated Statutes of 1919, relative to cemetery trust funds.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 8, a bill to amend Chapter 39 of the Private Laws of 1907, so as to increase the corporate limits of the town of Newton, in the county of Catawba, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—45.

The bill is ordered enrolled.

H. B. 26, a bill to extend the terms of office for Register of Deeds in Lincoln County to four years.

Upon motion of Senator Graham, action on the bill is deferred until Saturday, January 28, 1939.

H. B. 58, a bill to authorize Hyde County to construct a jail and pay the costs of same out of surplus funds of said county.

Passes its second and third readings and is ordered enrolled.

S. B. 68, a bill to validate the tax listings and tax levies of the county of Rowan and the city of Salisbury.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Long, the Senate adjourns to meet tomorrow at 12 o'clock M.

TWENTY-FIRST DAY

SENATE CHAMBER,
Friday, January 27, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has

examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Larkins, the courtesies of the floor are extended to former Senator Furnifold Brock of Jones County.

Upon motion of Senator Price, the courtesies of the floor are extended to Messrs. James T. Smith, T. H. Barker and Rev. Foster of Rockingham County.

Upon motion of Senator Gregory, S. B. 68, a bill to validate the tax listing and tax levies of the county of Rowan and the city of Salisbury, is ordered recalled from the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gregory, for the Committee on Unemployment Compensation:

S. B. 59, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as "The Unemployment Compensation Law," with a favorable report.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of Unemployment Compensation," with a favorable report.

S. B. 61, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law, with a favorable report.

By Senator Blythe, for the Committee on Public Utilities:

S. B. 43, a bill to authorize the Utilities Commissioner to protect the United States from claims for damages to oyster beds in New River under certain conditions, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Joyner, Eagles and Umstead: S. B. 75, a bill to define and prohibit unfair sales, to provide remedies and to impose penalties for the violation of the provisions thereof.

Referred to Committee on Judiciary No. 2.

By Senators Smith and Clark: S. B. 76, a bill to provide for the collection of certain escheats and the custody thereof.

Referred to Committee on Finance.

By Senator Bain: S. B. 77, a bill to prohibit the sale or discharge of fireworks on December twenty-fourth and twenty-fifth, of each year.

Referred to Committee on Judiciary No. 2.

By Senators Cogburn, Council, Prince and Bain: S. R. 78, a resolution expressing the appreciation of the Senate to Senator Gordon Gray.

Upon motion of Senator Cogburn, the rules are suspended and the resolution is immediately considered.

The resolution is unanimously adopted.

By Senator Larkins: S. B. 79, a bill to authorize the state, counties, municipalities and other taxing subdivisions of the state, to compromise tax claims against any railroad company in which the state owns a majority of the stock.

Referred to Committee on Finance.

By Senator Larkins: S. B. 80, a bill to amend the North Carolina Workmen's Compensation Act as to deputy sheriffs.

Referred to Committee on Judiciary No. 1.

By Senator Long: S. B. 81, a bill to validate street and sidewalk assessments in Roanoke Rapids.

Referred to Committee on Finance.

By Senators Long, Joyner and Gregory: S. R. 82, a joint resolution memorializing the President to establish a recreational or historical park along Quankey Creek in Halifax County, North Carolina.

Upon motion of Senator Long, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 89, a bill to amend Section 5044 of Volume 2, 1919, of the Consolidated Statutes, relative to court costs in juvenile courts.

Referred to Committee on Courts and Judicial Districts.

H. B. 95, a bill to amend Chapter 201 of the Public Laws of 1905, as amended by Chapter 182 of the Public Laws of 1911, relative to the corporate limits of the town of Mount Olive, Wayne County.

Referred to Committee on Counties, Cities and Towns.

H. B. 99, a bill to aid in the collection of delinquent taxes in Transylvania County.

Referred to Committee on Finance.

H. B. 122, a bill to permit the residents of Bladen County to have the privilege of hunting and fishing in that part of Robeson County known and designated as "The Big Swamp," without being required to purchase a state hunting or fishing license for the privilege of so doing.

Referred to Committee on Conservation and Development.

H. R. 150, a joint resolution inviting His Excellency, Governor Clyde R. Hoey, to address a Joint Session of the General Assembly on Tuesday night, January 31, 1939.

Upon motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 23, a bill to amend the first paragraph of Section 1224-a, Article 13, Section 1, Chapter 77 of the Public Laws of 1925, now known as Section 1224-a of the North Carolina Code of 1935, relating to consolidation of corporations, for concurrence in the House amendment.

Upon motion of Senator Joyner, the Senate concurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Friday, January 27, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the Speaker has appointed as a Committee on the part of the House to act with a like Committee of the Senate pursuant to H. R. 150, entitled "A joint resolution inviting His Excellency Governor Clyde R. Hoey to address a Joint Session of the General Assembly on Tuesday night, January 31, 1939," Messrs. Stone, Fenner and Cherry.

Respectfully,
W. A. BAKER,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 64, a bill relative to jury trials in Recorder's Courts in Montgomery County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 62, a bill to amend Section 411 of the Consolidated Statutes re-

lating to removal from suspension of Statute of Limitations as to non-resident defendant where complete remedy may be had upon a substitute service of process.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 63, a bill to amend Section 76 of the Consolidated Statutes relating to the conveyance of property of non-resident decedent without administration after five years from death.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 66, a bill to amend Section 6802 of Volume 2, Consolidated Statutes, 1919, as amended by Chapter 54 of the Public Laws of 1925, permitting the Adjutant General to be a member of the organized reserve corps of the United States.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 55, a bill to amend Section 1443 of the Consolidated Statutes of North Carolina relating to terms of Superior Court for Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Cogburn, Senator Curtis is granted a leave of absence until Monday.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow morning at 10:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

TWENTY-SECOND DAY

SENATE CHAMBER,
Saturday, January 28, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Ballentine for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 47, a bill to amend Chapter 326 of the Private Laws of 1905, relating to the sale of intoxicating beverages in the college town of Mars Hill in Madison County.

Referred to Committee on Judiciary No. 2.

H. B. 88, a bill to require a report of judicial sales and sales by mortgagees and trustees to be filed in the office of the clerk of the Superior Court within five days from the date thereof.

Referred to Committee on Judiciary No. 2.

H. B. 36, a bill to amend Section 487 of the Consolidated Statutes of North Carolina, relating to service of summons by publication and prescribing the time allowed defendant to answer or demur.

Referred to Committee on Judiciary No. 1.

H. B. 125, a bill to validate certain conveyances of corporations from which corporate seal was omitted.
Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 26, a bill to extend the terms of office for Register of Deeds in Lincoln County to four years.

Upon motion of Senator Graham, action on the bill is deferred until Thursday, February 2, 1939.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday evening at 8 o'clock.

TWENTY-THIRD DAY

SENATE CHAMBER,
Monday, January 30, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Barber, the courtesies of the floor are extended to Honorable Daniel L. Bell of Chatham County.

Upon motion of Senator Boyette, the courtesies of the floor are extended to Judge Frank Armstrong of the Fifteenth Judicial District.

Upon motion of Senator Clark, the courtesies of the floor are extended to Honorable W. W. Venable, a former member of the Virginia General Assembly.

Upon motion of Senator Separk, the courtesies of the floor are extended to former Senator George B. Mason of Gaston County.

Upon motion of Senator Halstead, the courtesies of the floor are extended to former Senator Charles Whedbee of Perquimans County.

Upon motion of Senator Smith, the courtesies of the floor are extended to former Senator Henry L. Ingram of Randolph County.

Upon motion of Senator Ballentine, the courtesies of the floor are extended to former Senator L. S. Brassfield of Wake County.

The President extends the courtesies of the floor to former Lieutenant Governor A. H. Graham of Orange County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Long: S. B. 83, a bill to amend Chapter 558 of the Public Local and Private Laws of 1935.

Referred to Committee on Counties, Cities and Towns.

By Senators Barber and Corey: S. B. 84, a bill to provide for the notation of liens on motor vehicles and on accessories, parts and equipment added to motor vehicles, on certificates of title for such motor vehicles, and to make such notation adequate notice to all creditors and purchasers for value of the existence of such liens.

Referred to Committee on Judiciary No. 1.

By Senator Folger: S. B. 85, a bill to amend Chapter 160 of the Private Laws of the Regular Session of the General Assembly of 1925, relating to the charter of the town of Mount Airy.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 43, a bill to authorize the Utilities Commissioner to protect the United States from claims for damages to oyster beds in New River under certain conditions.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 59, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law."

Upon motion of Senator Blythe, the bill is made a Special Order No. 1 for Wednesday, February 1, 1939.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation."

Upon motion of Senator Blythe, the bill is made a Special Order No. 2 for Wednesday, February 1, 1939.

S. B. 61, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law.

Upon motion of Senator Blythe, the bill is made a Special Order No. 3 for Wednesday, February 1, 1939.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

TWENTY-FOURTH DAY

SENATE CHAMBER,
Tuesday, January 31, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren, the courtesies of the floor are extended

to former Senator John Sprunt Hill of Durham County, Owen Robertson of Orange County and W. Banks Horton of Caswell County.

Upon motion of Senator Austin, the courtesies of the floor are extended to Honorable Carlyle W. Higgins, United States District Attorney, of Alleghany County.

Upon motion of Senator Graham, the courtesies of the floor are extended to Honorable Charles A. Jonas of Lincoln County.

Upon motion of Senator Smith, one thousand copies of the rules and committee appointments are ordered printed.

Upon motion of Senator Gregory, eight hundred copies of S. B. 71, a bill to promote the general welfare and to protect the health, safety, morals, and standard of living of the people of North Carolina, and to protect fair and just employers of labor against the unfair low wage advocates, by providing for the elimination of wage and hour standards detrimental to the health, safety, morals, and standard of living of workers; to prescribe the powers and duties of the Commissioner of Labor under this act; and for other purposes; and to be known as "The Wage and Hour Act," are ordered printed.

Pursuant to H. R. 150, a joint resolution inviting His Excellency, Governor Clyde R. Hoey, to address a Joint Session of the General Assembly on Tuesday night, January 30, 1939, the President appoints as a Committee on the part of the Senate to act with a like Committee on the part of the House, to escort His Excellency, the Governor, to the Hall of the House for the Joint Session this evening, Senators Umstead and Sutton, and a message is ordered sent to the House of Representatives informing that Body of such action.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives.

S. B. 43, a bill to authorize the Utilities Commissioner to protect the United States from claims for damage to oyster beds in New River under certain conditions.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 67, a bill to amend Chapter 210 of the Public Laws of 1933, as amended, creating the North Carolina State Bar, with a favorable report.

S. B. 77, a bill to prohibit the sale or discharge of fireworks on December 24th and 25th of each year, reported without prejudice.

H. B. 82, a bill to amend Chapter 362 of the Public Laws of North Carolina, Session 1935, entitled "An act to enlarge the term of office of the several registers of deeds of this state," so as to include Washington County, with a favorable report.

H. B. 86, a bill to extend the terms of office for Register of Deeds in Dare County to four years, with a favorable report.

By Senator Taylor, for the Committee on Finance:

S. B. 76, a bill to provide for the collection of certain escheats and the custody thereof, with a favorable report.

S. B. 81, a bill to validate street and sidewalk assessments in Roanoke Rapids, with a favorable report.

H. B. 99, a bill to aid the collection of delinquent taxes in Transylvania County, with a favorable report.

Upon motion of Senator Cogburn, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hughes: S. B. 86, a bill to repeal Chapter 358 of the Public Local Laws of North Carolina, Session 1937, with respect to regulating the application of profits accruing to the county from the liquor stores operated in Pasquotank County.

Referred to Committee on Judiciary No. 2.

By Senator Prince: S. B. 87, a bill to amend Consolidated Statutes, 1438, relating to the jurisdiction of resident judges and judges holding the courts of the districts.

Referred to Committee on Courts and Judicial Districts.

By Senator Prince: S. B. 88, a bill to provide a uniform procedure for the suspension or revocation by various North Carolina Boards and Commissions of licenses to engage in trades, professions, and lawful callings.

Referred to Committee on Judiciary No. 2.

By Senator Prince: S. B. 89, a bill to provide for the disposition of motions wherein under the present law the judge is disqualified.

Referred to Committee on Judiciary No. 2.

By Senator Ballentine: S. B. 90, a bill to amend Chapter 243 of the Public Laws of 1935, relative to rights of aliens to take and convey real property.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 143, a bill to repeal Chapter 660, Public Local Laws of 1927, and validate proceedings relating to issuance of bonds of Lenoir County.

Referred to Committee on Finance.

H. B. 127, a bill to extend the term of office for Register of Deeds in Clay County to four years.

Referred to Committee on Judiciary No. 1.

H. B. 131, a bill to extend the term of office for the Register of Deeds of Swain County for four years.

Referred to Committee on Judiciary No. 1.

S. B. 9, a bill to amend Chapter 407 of the Public Laws of 1937, prescribing the penalty for failure to stop in the event of highway accident involving property damage, for concurrence in the House amendment.

Upon motion of Senator Joyner, the bill is placed upon the Calendar.

House substitute for S. B. 46, a bill to amend Section 476 of the Consolidated Statutes, Volume 3, 1924, as amended, relating to the service of summons in civil actions.

Referred to Committee on Judiciary No. 1.

H. B. 35, a bill to repeal Chapter 409, Public Local Laws, 1935, Chapter 118, Public Local Laws, 1925; Chapter 153, Public Local Laws, 1937, so as to abolish the office of tax collector and to provide for the collection of taxes by the sheriff of Avery County and to require the register of deeds to act as county accountant of said county.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 99, a bill to aid the collection of delinquent taxes in Transylvania County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Smith, the Senate recesses to meet tonight at 8 o'clock.

EVENING SESSION

SENATE CHAMBER,
Tuesday, January 31, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Tuesday, January 31, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that pursuant to resolution heretofore passed inviting the Governor to address a Joint Session of the General Assembly the House will be ready at the hour of 8:20 to receive your Honorable Body to sit in Joint Session with the House of Representatives to hear the Governor's message.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President announces that in accordance with the Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Legislature, the hour having arrived for the delivery of his message, the Senate, preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing and the Joint Session is called to order by Lieutenant Governor W. P. Horton.

Mr. Cherry of Gaston County, on the part of the Committee appointed by the President of the Senate and Speaker of the House of Representatives to escort His Excellency, Governor Clyde R. Hoey, to the Hall of the House, presents Governor Hoey, who delivers the following address:

Mr. President, Mr. Speaker, and Gentlemen of the General Assembly:

I am highly appreciative of the invitation to appear before this Honorable Body to discuss the important question of our fiscal policy and I welcome the opportunity to lay before you fully and frankly my views on the revenue measure and appropriation bill. I should like to discuss other matters, but the limited time will require that only these matters be considered.

I have profound respect for the opinions and convictions of every member of this body, and likewise for the people of the state, but you are confronted by a condition and not a theory, as President Grover Cleveland was accustomed to say, and I summon you to a study of the facts in regard to our situation.

It is gratifying to note that the considered judgment of those who have given the subject full thought seems to be in agreement that there should not be a constitutional amendment segregating any part of our state funds and making it impossible to utilize them for the protection of the credit of the state in a period of emergency, and hence no constitutional amendment on the question of highway fund diversion should be submitted. I sincerely trust that this shall continue to be the policy of the state.

The next question arising is the much discussed proposition of applying the sales tax to the gasoline fund if the general revenues are insufficient to meet the appropriations. This is called by its opponents a diversion of highway funds, and those who oppose this policy style themselves anti-diversionists. This is a misnomer. They are really exemptionists. They are asking special favors for a special class and are seeking to change the law that has been in force for four years. We are seeking no change in the law. We are merely asking for the re-enactment of the statute originally passed in 1935 and adopted again in 1937. The law in 1935 provided for an arbitrary transfer of $1,000,000 each year from the road fund to the general fund, and then allowed the application of the sales tax to the extent of the total of three per cent of the gasoline fund. The Legislature in 1937 struck out the mandatory provision as to the transfer and under this law not a dollar has been used thus far. The question arises upon the continuation of this law. The anti-diversionists say we will use $7,000,000. They base that claim upon the fact that there is set up in the budget $2,500,000 for each year of the next biennium, and they say that we will need to use $2,000,000 for this fiscal year which ends June 30, 1939. That reasoning does not hold good. For instance, in the budget of 1937 there was set up in exactly the same way $2,100,000 for each year, making a total of $4,200,000 for this biennium and the same argument was made two years ago. Now one of those years has passed and not a cent has been used so they have dropped down to $2,000,000 for this biennium. It may not be necessary to transfer a dollar this year, dependent altogether upon revenue collections. The only reason a larger amount is set up in the budget for this biennium is because a larger quantity of gasoline has been sold and hence the total would be greater.

Diversion or transfer under the Budget Revenue Bill for the next two years will depend upon three factors:

1. Amount of general fund appropriations.

2. Taxes levied in revenue bill.

3. Trend of business during next two years.

If we draw a straight line between the general and highway funds, so that there can be no interchangeable use, even on a contingent basis and to a limited extent, of taxes on gasoline for general fund purposes, that necessarily raises the question as to the exemption of gasoline from the sales tax for the general fund, levied on all other articles of commerce except a few primary food articles. When the gasoline tax is completely circumscribed for a special use for the benefit of the motorist, has the motorist then met his obligation to the general fund, as has the purchaser of other articles of commerce? The answer must necessarily be no. Gasoline is not as essential

as many other articles that pay their full share of sales tax for support of schools and other general fund purposes; for instance, necessary clothing and food articles other than exempt items.

The issue, then, that is so generally presented as diversion, and as an injustice to the motorist, is more properly a demand for exemption of gasoline from the obligations imposed on other articles of commerce, and of special and favored treatment for it. It would be a complete answer to the diversion argument to suggest that even a contingent diversion can be avoided by repealing the exemption of gasoline from the general sales tax act. That would give a direct tax to the general fund on the same basis of other articles of commerce and equal to the maximum amount that can in any event be diverted under the Budget Bill. I have not suggested, and do not now advocate that course, because that would mean an additional tax on the motorist of about six-tenths of a cent per gallon on gasoline. If that were done the purchaser of gasoline would then be meeting directly and equally his obligation to the general fund as purchasers of all other merchandise and commodities do, and the budget can be balanced without even the contingent diversion provision.

All these matters are of course legislative responsibility, but it seems to me the better course not to levy this additional tax, when it may not be necessary to have it, but to leave the gasoline contribution to the general fund on the contingent basis as provided in the present law and of the budget bill. In any event it cannot be used beyond the equivalent of the 3 per cent tax paid to the general fund by the purchases of all other articles of commerce, except the exempted food items, and in no sound view can this be possibly held as a discrimination against gasoline or the motorist. To the extent that there is any discrimination it is in the exemption and in favor of gasoline. Oil companies, motor companies and dealers, contractors and motorists pay less taxes on their property by reason of State support of schools, and pay no taxes on their property for State maintenance of schools and other general fund obligations of the State. Should they not be subject to at least the contingent and limited liability for these purposes imposed in the present statute and in the budget bill? If the full amount authorized should in eventual experience be found necessary they would then be paying their equal share of tax to the general fund and no more.

My views on this question of diversion of road funds have not changed. I have always been opposed to a raid on the road fund for any purpose. In my inaugural message two years ago this position was clearly stated when I said:

"I shall insist that the road funds should be preserved and used for the purposes for which these taxes have been levied and the revenues collected, with no diversion of this money except such amount as will be justified by the sales tax levy, as previously authorized."

That is my position today. This same law is in effect. Some publication has been made of this statement of mine, but the sentence was cut in half and the qualifying statement about the sales tax omitted. I cannot commend that form of propaganda.

Let me reassure you with regard to the road funds. Some of the discussions would have you believe that the county roads would be neglected. What is the basis for this? The budget bill carries an appropriation of $6,500,000 each year for maintenance of county roads against an appropriation of $5,800,000 each year for the past biennium, making an increase of $1,400,000 for these county roads. Retreatments of both primary and secondary roads increased from $500,000 to $1,000,000 each year, which doubles this amount and makes a million dollar increase for the biennium. The bill also includes $1,500,000 for betterments each year on both kinds of roads, and also $3,500,000 each year for maintenance of state roads. In addition to this full appropriation is made to meet all federal funds for new construction, and besides this $500,000 each year for roads in towns and cities and $225,000 each year for parkway roads. Full provision is made for debt service and sinking fund. And as a further safeguard the bill provides that the obligations of the roads must first be met before the transfer of any amount is made to the general fund for any purpose. Therefore the talk about taking the money away so the county roads would suffer is very far beyond the mark.

This administration does not need to argue its friendship for roads. The record so far shows not a dollar transferred and no change is asked or sought in the law. Especially should there be no concern on the part of those who wish to see the highway surplus applied to the improvement of the roads. My constant purpose has been to get the people living on county roads out of the mud. In July 1937 I allocated $2,000,000 to the secondary roads and again in May 1938 another $2,000,000. In January 1939 another allocation of $2,500,000 was made for betterments on state and county roads, and $1,000,000 of this was made available for use in connection with a WPA allocation from federal funds of $3,000,000 more to go largely for county roads wherever profitable projects can be worked out. This represents a total allocation out of the state funds by me as director of the budget of $6,500,000, largely for the benefit of secondary roads. Many of the groups most active in this fight under the banner of anti-diversionists have complained because so much was being done for the county roads and offered statistics to show that practically all of the gasoline tax came from use of the primary roads and hence we should build more super-highways, instead of doing so much for county roads.

The argument may be made that if this bill passes there will not be any surplus to allocate to the roads in the future. My answer is that we now have exactly the same law that is proposed for re-enactment and all of this money was allocated under it and all of the much discussed diversion was set up in just the same way in 1937. See pages 6 and 7 of the Budget and you will see that $2,000,000 was for the preceding biennium and $4,200,000 for the present biennium, making a total of $6,200,000 shown two years ago in the budget. This budget shows $7,000,000 because the increase in gasoline would make that difference. Only $2,000,000 of the $6,200,000 was used and so far none of the possible $7,000,000 has been used. Then, wouldn't it seem that an undue amount of excitement has been generated in this effort to change the law?

May I suggest to those who are so agitated over the possibility of transferring this money to the general fund that the surest way to prevent this is to strengthen your revenue measure rather than change this law. You can also reduce your budget appropriation bill if you find that possible without doing injury or injustice to some essential and necessary public service. We are admonished that the budget is the largest we have ever had. I am quite conscious of that, but I call your attention to the six men who compose the Advisory Budget Commission with me—former Senator James A. Bell of Charlotte, Senator Jack Joyner of Statesville, Speaker D. L. Ward of New Bern, Representative Victor S. Bryant of Durham, former Senator James H. Clark of Elizabethtown, and Honorable A. S. Brower of Durham. I venture to say that you will not find six more intelligently conservative men in the state, who have had larger experience and are more intimately acquainted with the state and its needs. You are invited to review their work and make such additions or reductions in the revenue measure or the appropriation bill as your study and investigation may warrant, but I urge definitely upon you the importance of a balanced budget, and of providing dependable revenue for the next biennium.

Frankly, I do not believe you can make secure the general revenues without continuing the present cushion to take care of fluctuating receipts. For illustration, the general fund revenues are responsive to every change in business conditions—the highway revenues are not. We began this fiscal year with a surplus in the general fund of around $6,000,000, but this fiscal year our general fund collections will probably be $4,000,000 less than last year, although the same laws are in force covering revenue collections. During the same period the highway fund collections will increase a million over last year. You have two sources of revenue—the general fund subject to severe changes even in slight depression periods, and the highway fund which is more largely depression proof. If you do not continue the law as it now is and make it possible to transfer an amount equal to the sales tax on the gasoline fund if necessary, you may find conditions during the next biennium so that the salaries of teachers would have to be reduced and other damaging reductions made in appropriations to the institutions, while the road fund continued to enjoy prosperity. You cannot afford to take that chance. The only other solution would be to levy a large amount of new taxes which would greatly disturb the public and business, and which will not be required if business continues to improve. Again it is not a theory, but a condition which you are required to deal with.

A brief review of the history of good roads in this state would be informative. In 1921 bonds were issued in the sum of $50,000,000 for building hard surfaced roads, followed by other issues until a total of $115,000,000 in bonds were issued by the State of North Carolina for building roads. All of these bonds pledge the full faith and credit of the State and every dollar of property in the State is liable for the payment of all of these bonds and interest. They were issued against the resources of the State, not against the road fund. Under the present policy of payment all of these bonds will be retired by 1951.

The General Assembly provided for the tax on gasoline and automobile license to be placed in the road fund to pay bonds and interest and to create

a fund for road purposes. Then the number of automobiles was small comparatively and the total taxes were correspondingly small. Both grew rapidly, until today this is the most dependable source of revenue the State has.

The road fund now receives not alone the gasoline tax of six cents per gallon and automobile license fees, but also all fees for public and private trucks, motorcycles, operators license, chauffeurs license and penalties. In addition to this the Legislature in 1931 gave to the roads the bus and franchise taxes and for hire licenses—which is the same as franchise, all of which properly belonged to the general fund under any logical classification. The reason for levying it under the road use idea was to avoid any possible question of interstate traffic, but that possibility was very remote. Ever since 1931 the road fund has been getting all of these franchise taxes which everywhere are regarded as general fund revenues. I am not suggesting taking these funds away from roads, but I do wish to call attention to the fact that these particular franchise and for hire taxes amounted to $973,794 for fiscal year ending June 30, 1937, and $956,385 for the year ending June 30, 1938, making nearly two million dollars for these two years. Just suppose that it should be necessary to transfer $2,000,000 this year to meet general fund appropriations—though I do not believe it will be—that would just be getting back the franchise taxes which are general fund revenue in reality anyway, and that would not be even touching the gasoline sales tax fund.

Upon the other hand, some one may suggest that the general fund profits by collection of gasoline and oil inspection fees in excess of the amount required for inspection purposes and that this should belong to the road fund. There is no legitimate basis for this contention. This law was passed over thirty years ago before we had a foot of State built concrete road and it applies to inspection of kerosene and other oils as well as gasoline and is properly a part of the general fund. Of course the increased consumption of gasoline has greatly enlarged the revenue derived from this inspection tax.

You hear the argument that so many agencies of government have been unloaded on the highway fund for support. Let's see what the facts are. It is true the State prison was combined with the Highway Department, and while this is an expensive adjunct of the Highway reorganization, it can unquestionably be utilized better for road work than in any other field. Something had to be done to find work for the increasing number of prisoners and road work offered the best opportunity for employment, hence it was consolidated with the Highway in 1931. But the most unprofitable part of the prison population is represented by the short term prisoner, 30 to 60 days. The expense of clothes and examinations and treatments serve to make these short termers an almost total loss.

It is customary to point out parole and probation as charges upon the highway funds. It is true that these agencies are supported out of that fund, but both are economic helps to the road fund. For instance, there are now 1481 prisoners who have been released and are on parole and under welfare supervision. It would cost an average of one dollar per day to keep

them in prison. The total cost of the parole office on this number of prisoners is less than ten cents per day. With a slightly increased force more investigations could be made and a larger number found who could safely be paroled. The same thing applies to probation. During the short period since this agency was established 1355 had been placed on probation prior to January 1, 1939, all of whom would have been in prison with the expense of upkeep but for probation. Of course the prisoners are made to work and the service is worth something, but there are a great many more than are needed and it is an economic benefit to keep them out of prison. The expense of probation is small per probationer. Parole and probation are both beneficial to the highway fund since their work results in distinct savings, aside from the splendid work of reclamation and rehabilitation involved.

Complaint is sometimes made that the State Highway Patrol is supported out of highway funds. The chief duty of the patrol is to police the highways and aid in keeping the roads safe for the travelling public. Incidentally, last year the highway patrol collected enough extra money for the highway fund from overloaded trucks and improper licenses to pay for the whole patrol, so that it was no burden upon this fund. In addition, stolen automobiles were recovered to the value of $198,746, and fines and costs went back to the school fund and counties in the sum of $428,000 for arrests for road violations. You may say why have the patrol collecting revenue? The answer is that the only revenue they collect is for overloading and improper licenses and you can only get this on the roads. If the patrol did not perform this service then it would require a duplication of officers with double expense to stay on the roads and check up on these violations.

Another thing worthy of consideration is that the School Commission and other state agencies pay about three hundred thousand a year in taxes on gasoline used by school busses and other agencies, all of which goes to the Highway fund, yet there are those who say that the road fund should not pay a cent, under any condition, to aid the schools.

The whole advertising campaign is paid for out of the general fund, while the road fund profits much from increased tourist travel, as evidenced by greatly increased gasoline sales last year.

An advertisement presented by the anti-diversionist makes the following exhibit: "Revenue receipts for road fund last year $32,000,000, proposed diversion $7,000,000." The implication is that this would leave only $25,000,000 for road purposes. To show the fallacy of this I need only refer to the fact that four years are covered, being two bienniums, in the suggested transfer of $7,000,000. Therefore, any fair comparison must necessarily take into account four years of revenue receipts for road funds, and four times $32,000,000 would make $128,000,000, and when you subtract $7,000,000 from that it would leave $121,000,000. This is just a sample of the sort of representations which are being made to the people on this question.

Upon an impartial review of the whole subject it must be apparent that North Carolina has not only been fair, but generous in dealing with her whole highway system. She has provided and is now proposing to provide

better for the roads than any other interest in the State. I am thoroughly interested in our primary and secondary roads and propose to apply every available dollar to their improvement and betterment. The people of North Carolina need give themselves no concern about this much discussed question of diversion. The roads are going to receive preferential consideration and treatment, but you, Gentlemen of the General Assembly, must see the State as a whole. We must not neglect childhood. Unless we provide education today it will be too late tomorrow. Solicitude has been expressed lest the roads to the school houses shall not be kept in proper repair. I share that solicitude and have provided and am providing the funds for that purpose. But what shall it profit the children to have a road to the school house if there is no money to run the school. The voiceless thousands in our institutions for mental treatment and those laboring under other handicaps, as well as the old and indigent, have no special pleaders to present their cause. We dare not forget our obligation to these. The State is one body, having many members. I am unwilling for some to famish and perish while others grow strong and powerful. Let's comprehend a commonwealth of human beings and visualize our duty to protect the whole. I maintain that the State owns the roads—the roads do not own the State.

I shall be happy to stand with you before the people of North Carolina in justification and defense of the policy of this State in applying the sales tax to gasoline to the extent necessary to meet the appropriations if the general fund should prove insufficient for that purpose. That policy is no diversion of the road fund. It is the safest way to protect the road fund from real diversion. Why do I say this? Because when you once begin levying a direct tax on gasoline for general purposes the way is then open and the bars are down, and there will be a constant increase. The present policy has been established for four years and it sets a definite limitation—the amount of the sales tax—with the provision that none will be used unless needed, and under this same law none has been used in this biennium.

But the anti-diversionist says it will be needed this time. How do you know? It was estimated two years ago that it would be needed but it wasn't. You might be interested to know that when business improved during the last fiscal year the revenues in the general fund exceeded the estimates for that year by $3,252,985. If business should continue to improve, revenues would exceed the estimates again next year.

The danger to the highway fund in pursuing a different policy is indicated by the action in Louisiana, Texas and other states. For example, Louisiana now levies four cents per gallon on gasoline for road purposes and two cents per gallon for social security and public welfare. Texas gives one-fourth of the gasoline tax for the support of schools and this raised $12,000,000 for schools last year, and they are now moving to add another cent on the gallon. Instead of stirring opposition to the sane and reasonable policy which this State has adopted and is following, those who are really interested in highway improvement and development should be giving us their support, to prevent a movement for real diversion.

With reference to the bond issue of $5,000,000 suggested for the standardizing of our primary roads, I leave that entirely with you. My recommenda-

tion of this has absolutely no relation to the transfer of a dollar of highway funds and the need and wisdom of the action would not be affected thereby. It was my thought that this improvement should be made on the primary roads and then if we do not have to transfer any funds, and I hope we shall not, the added surplus could be used to make still further improvement to our whole road system. The net result of issuing these bonds would be that we would only retire five million in the next biennium instead of ten million, and the roads would get this added benefit, with a much lower rate of interest. However, I do not press this bond issue and whatever course you may decide upon will meet my approval.

Speaking specifically, if you gentlemen will carry out the general program presented to you for the government of the State for the next two years, including the road bond issue, I can promise you that we will do more for our county roads and our primary roads in the general improvement, retreatments, and re-surfacing of roads, as well as the widening of narrow roads and standardizing of our primary system, during the next biennium than for any previous time since the State took over its entire road system, and all of this without increasing the taxes on the motorist.

I call upon the people of North Carolina to bear witness to the sustained and continuing purpose of the members of your General Assembly to serve your best interests and I admonish you to trust them. I do not ask you to write or wire them, because you do not know the situation confronting them and the problems pressing for solution. I dare say that those of you who have wired or written your Senators or Representatives to vote against our present law would not have done so if you had been in possession of all the facts, and if you were here as members charged with the responsibility of legislating for the whole State, I would be entirely willing to trust you to determine this question, confident that you would not fail your State.

I thank you for the privilege of addressing you. I have spoken frankly and candidly. It is my confident opinion that with the improvement in business which will surely come if the war clouds pass away that the general fund revenues will almost, if not quite, take care of the estimated appropriations and the necessity will not exist to transfer any considerable sum from the highway—certainly I do not expect it to be necessary to transfer $2,000,000 this year. The necessity for the future will be determined by your revenue measure and appropriation bill and by the trend of business. I speak out of my intimate personal knowledge of the whole affairs of our State gained through long experience, beginning 40 years ago when I was barely 21 and sat as a member in this House. Added to this was another term in the House and Senate, and a study of our governmental structure and accomplishments for purposes of discussion in every campaign since that time. I am prepared to say that this State is dealing fairly with every interest. We are anxious for our State to grow. We welcome new industries and enterprises to give employment to our people and aid in developing our resources. If we hope to get these we must not increase taxes unduly. I think we can justify our present taxes on business because we offer reduced ad valorem taxes in our towns and counties as a

result of the large assumption of state service in connection with schools and other causes.

But I also warn you that we cannot and must not neglect our schools, charitable and educational institutions. The whole State must move along together. I am willing to be guided by experience and be sanely cautious as to our expenditures, but it would be suicidal to be bound by the fears of the dead yesterdays. It is the part of wisdom to take counsel of the danger signals and avoid every form of extravagant spending, but we cannot afford to be terrorized by the gloomy forebodings of the unborn tomorrows and let them throttle the powerful pulsations of a growing State.

We are living today. We must meet the responsibilities of this hour. The challenge to us is to perform our duty fearlessly and courageously and guard sacredly the destiny of our State. I know the heart of North Carolina. When the people know all the facts they will not be willing to have our whole legislative program disrupted and the manifold interests of the State jeopardized by the change which the anti-diversionists are seeking to make in the law under which we have been operating satisfactorily for the past four years. After the noise and din of this discussion has passed if all of our people will forget their differences, unite their energies and consecrate their efforts to the consummate task of State building we shall establish here a commonwealth worthy of the high tradition of the fathers and a fit heritage to be bequeathed to the children of tomorrow.

At the conclusion of the address by Governor Hoey, upon motion of Senator Gold, the Joint Session dissolves and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

Upon motion of Senator Austin, the courtesies of the floor are extended to former Senator P. T. McNeil of Ashe County.

Upon motion of Senator Clark, the courtesies of the floor are extended to Honorable Julian Price of Guilford County and Honorable Alexander Webb of Wake County.

Upon motion of Senator Bain, the courtesies of the floor are extended to former Senator Samuel F. Teague of Wayne County.

Upon motion of Senator Graham, the courtesies of the floor are extended to former Senator W. H. Childs of Lincoln County.

Upon motion of Senator Smith, the Senate adjourns to meet tomorrow at 12 o'clock M.

TWENTY-FIFTH DAY

SENATE CHAMBER,
Wednesday, February 1, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Boyette, the courtesies of the galleries are extended to Messrs. H. Lee Thomas, O. D. Wallace, S. R. Hoyle, and Rev. W. S. Golden, all of Moore County.

Upon motion of Senator Graham, the courtesies of the floor are extended to former Senator Nixon of Lincoln County.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the 8th grade of Hugh Morson High School of Raleigh and its teacher, Miss Weathers.

Upon motion of Senator Watkins, the courtesies of the floor are extended to former Senator A. A. Hicks of Granville County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 14, an act to require the salary of the Supreme Court Marshal-Librarian to be fixed by the Supreme Court and approved by the Governor.

S. B. 23, an act to amend the first paragraph of Section 1924 (a), Article 13, Section 1, Chapter 77 of the Public Laws of 1925, now known as Section 1924 (a) of the North Carolina Code of 1935, relating to consolidation of corporations.

S. B. 47, an act to amend Chapter 349 of the Public Laws of 1937, relating to "The Law Enforcement Officers' Benefit Fund."

S. B. 54, an act to amend Chapter 278 of the Public Laws of 1937, relative to drainage districts in Edgecombe County.

H. B. 8, an act to amend Chapter 39 of the Private Laws of 1907 so as to increase the corporate limits of the town of Newton in the county of Catawba.

H. B. 33, an act to provide employment preference for unemployed war veterans.

H. B. 55, an act to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to terms of Superior Court for Mecklenburg County.

H. B. 58, an act to authorize Hyde County to construct a jail and pay the costs of same out of surplus funds of said county.

H. R. 150, a joint resolution inviting His Excellency, Governor Clyde R. Hoey, to address a Joint Session of the General Assembly on Tuesday night, January 31, 1939.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar as follows:

By Senator Gold, for the Committee on Judiciary No. 1.

S. B. 58, a bill to extend the terms of office for Register of Deeds in Cherokee County to four years, with a favorable report.

S. B. 90, a bill to amend Chapter 243 of the Public Laws of 1935, relative to rights of aliens to take and convey real property, with a favorable report.

S. B. 69, a bill to amend Chapter 32 of the Public Local Laws of 1935, relating to the Port Commission for the City of Southport in the County of Brunswick, with a favorable report.

H. B. 73, a bill to regulate the purchase, owning and registration of firearms in Buncombe County, with a favorable report.

H. B. 10, a bill to validate certain acts of trustees substituted in Deeds of Trust under the provisions of Chapter 78 of the Public Laws of 1931, with a favorable report.

H. B. 127, a bill to extend the terms of office for Register of Deeds in Clay County to four years, with a favorable report.

H. B. 131, a bill to extend the term of office for the Register of Deeds of Swain County for four years, with a favorable report.

S. B. 56, a bill to amend Chapter 179 of the Public Laws of 1933 as amended by Chapter 54 Public Laws of 1935, relating to the regulation of the practice of Cosmetic Art in the State of North Carolina, so as to make the same read as follows, with an unfavorable report.

H. B. 51, a bill to prohibit the sale of wine and/or beer in Northampton County from 12 o'clock Saturday night until 12 o'clock Sunday night, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bowers: S. B. 91, a bill to repeal Chapter 141 of the Public Laws of 1935, relative to the nomination of candidates for county offices in Avery County.

Referred to Committee on Election Laws.

By Senator Bowers: S. B. 92, a bill to prohibit the manufacture, possession for sale of any intoxicating liquors, wine or beer within the boundaries of Avery and Madison Counties.

Referred to Committee on Judiciary No. 2.

By Senator Bowers: S. B. 93, a bill to transfer Mrs. Delsie Ollis, widow of a confederate veteran of Avery County, from Class "B" to Class "A" on the confederate pension roll.

Referred to Committee on Pensions and Soldiers Home.

By Senator Curtis: S. B. 94, a bill to prohibit the manufacture or sale of beer, whiskey, wines, or any other intoxicating or alcoholic beverages within the boundaries of Ivy Township, Numbers 1 and 2, Buncombe County, North Carolina.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 183, a bill to validate the act and proceedings brought and had with respect to foreclosure of tax certificates of Pasquotank Drainage District number 1 in Newland Township, Pasquotank County.

Referred to Committee on Judiciary No. 1.

H. B. 193, a bill to authorize the County Board of Education of Currituck County to dedicate certain land owned by it for public purposes.

Referred to Committee on Propositions and Grievances.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 81, a bill to validate street and sidewalk assessments in Roanoke Rapids, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—49.

S. B. 67, a bill to amend Chapter 210 of the Public Laws of 1933, as

amended, creating the North Carolina State Bar, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—49.

H. B. 82, a bill to amend Chapter 362 of the Public Laws of North Carolina, Session 1935, entitled: "An act to enlarge the term of office of the several Registers of Deeds of this State," so as to include Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 86, a bill to extend the terms of office for Register of Deeds in Dare County to four years.

Passes its second and third readings and is ordered enrolled.

S. B. 59, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law."

Upon motion of Senator Separk, the bill is made a Special Order No. 1 for Monday, February 6, 1939.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation."

Upon motion of Senator Separk, the bill is made a Special Order No. 2 for Monday, February 6, 1939.

S. B. 61, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law.

Upon motion of Senator Separk, the bill is made a Special Order No. 3 for Monday, February 6, 1939.

S. B. 9, a bill to amend Chapter 407 of the Public Laws of 1937 prescribing the penalty for failure to stop in the event of highway accidents involving property damage, for concurrence in the House amendment.

Upon motion of Senator Gardner, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 76, a bill to provide for the collection of certain escheats and the custody thereof.

Senator Rodman offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 77, a bill to prohibit the sale or discharge of fireworks on December twenty-fourth and twenty-fifth of each year.

The bill fails to pass its second reading.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

TWENTY-SIXTH DAY

SENATE CHAMBER,
Thursday, February 2, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bellamy, the courtesies of the galleries are extended to the graduating class of the New Hanover High School, Principal and Mrs. Hamilton and Miss Emma Losson of New Hanover County.

Upon motion of Senator Barber, the courtesies of the floor are extended to former Senator O. P. Makepeace of Lee County.

Upon motion of Senator Joyner, S. B. 92, a bill to prohibit the manufacture, possession for sale of any intoxicating liquors, wine or beer within the boundaries of Avery and Madison Counties, is taken from the Committee on Judiciary No. 2 and referred to the Committee on Finance.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 9, an act to amend Chapter 407 of the Public Laws of 1937, prescribing the penalty for failure to stop in the event of highway accidents involving property damage.

S. B. 48, an act to validate the acts of Jane Holland as clerk of the Board of Commissioners of Craven County.

S. B. 72, an act to postpone the collection of street assessments on the Salvation Army Home in the city of Charlotte, North Carolina.

H. B. 82, an act to amend Chapter 362 of the Public Laws of North Carolina, Session 1935, entitled: "An act to enlarge the term of office of the several Registers of Deeds of this state," so as to include Washington County.

H. B. 86, an act to extend the terms of office for Register of Deeds in Dare County to four years.

H. B. 99, an act to aid in the collection of delinquent taxes in Transylvania County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives.

S. B. 76, a bill to provide for the collection of certain escheats and the custody thereof.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

S. B. 79, a bill to authorize the state, counties, municipalities, and other taxing subdivisions of the state, to compromise tax claims against any railroad company in which the state owns a majority of the stock, with a favorable report.

S. R. 34, a resolution to declare the policy of the General Assembly of North Carolina with reference to the construction and maintenance of an adequate highway system in the State of North Carolina, with an unfavorable report.

By Senator Clark, for the Committee on Agriculture:

S. B. 21, a bill to protect agricultural fairs in Lenoir County against unfair competition of carnivals and circuses, with a favorable report.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

S. B. 83, a bill to amend Chapter 558 of the Public Local and Private Laws of 1935, with a favorable report.

S. B. 85, a bill to amend Chapter 160 of the Private Laws of the Regular Session of the General Assembly of 1925, relating to the charter of the town of Mount Airy, with a favorable report.

H. B. 95, a bill to amend Chapter 201 of the Private Laws of 1905, as

amended by Chapter 182 of the Private Laws of 1911, relative to the corporate limits of the town of Mount Olive, Wayne County, with a favorable report.

H. B. 50, a bill to regulate the closing of filling stations and places of business on Sunday in Northampton County, with a favorable report.

H. B. 7, a bill to amend the charter of the town of Kings Mountain, North Carolina, with a favorable report.

By Senator Hughes, for the Committee on Pensions and Soldiers Home:

S. B. 52, a bill directing the State Auditor to issue and State Treasurer to pay a pension warrant of $150.00 to E. L. Womack, son of Mrs. Minnie A. Womack, deceased, a Confederate pensioner of Johnston County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Separk: S. B. 95, a bill to prevent claims for additional compensation, fees or payment after sale of phonograph records, transcriptions or any form of recorded music and entertainment, or collection of licenses for the use of same after sale, by any performing artist, manufacturer or organization representing such performing artist or manufacturer, and to protect the purchaser thereof in its or their use for any purpose whatsoever.

Referred to Committee on Judiciary No. 2.

By Senator Gibbs: S. B. 96, a bill to regulate the election of the Mayor and Commissioners of the Town of Warrenton, Warren County.

Referred to Committee on Counties, Cities and Towns.

By Senator Bain: S. B. 97, a bill to provide for the general welfare and to protect the health, efficiency and general well-being of workers in the State of North Carolina by providing for the elimination of wage and hour standards detrimental to the health, efficiency and general well-being of workers, to prescribe minimum wage and maximum hour standards, and to provide for the further determination and establishment of minimum wages by industry; to provide for enforcement of such provisions and to prescribe the powers and duties of the Department of Labor under this act; to prescribe penalties for violations of this act or of orders or regulations of the Commissioner of Labor authorized hereunder; and to repeal such laws or parts of laws as are specifically provided for in this act.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Jewell: S. B. 98, a bill to amend the Charter of the town of Hamlet, in Richmond County, North Carolina.

Upon motion of Senator Jewell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Gold: S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyances by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 5, a bill to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as "The Pure Seed Law."

Referred to Committee on Agriculture.

H. B. 176, a bill to amend Section 1443 of the Consolidated Statutes in so far as it relates to the terms of the Superior Court of Hertford County.

Referred to Committee on Courts and Judicial Districts.

H. B. 147, a bill to regulate the operation of pool rooms in Currituck County.

Referred to Committee on Propositions and Grievances.

H. B. 203, a bill to prohibit the operation of moving picture shows, pool tables and the sale of wine and/or beer in Yadkin County on Sunday.

Referred to Committee on Finance.

H. B. 104, a bill to amend Section 945 of the Consolidated Statutes of 1919, relative to the attendance of clerks of the Superior Courts at their offices.

Referred to Committee on Judiciary No. 1.

H. B. 126, a bill to provide for the collection of certain escheats and the custody thereof.

Referred to Committee on Judiciary No. 2.

H. B. 106, a bill to defer the quadrennial assessment and valuation of property in Wayne County.

Referred to Committee on Finance.

H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County farm to the State Highway and Public Works Commission for the completion of their sentences.

Referred to Committee on Penal Institutions.

H. B. 140, a bill to amend Chapter 76, Public Local Laws, 1937, authorizing the county commissioners of the city of Southport, North Carolina, to make adjustments with delinquent taxpayers.

Referred to Committee on Finance.

H. B. 87, a bill to repeal Chapter 145 of the Public Local Laws of 1937, relating to the collection of delinquent taxes in Macon County.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 81, a bill to validate street and sidewalk assessments in Roanoke Rapids, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—49.

The bill is ordered sent to the House of Representatives.

S. B. 67, a bill to amend Chapter 210 of the Public Laws of 1933, as amended, creating the North Carolina State Bar, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—49.

The bill is ordered sent to the House of Representatives.

S. B. 58, a bill to extend the terms of office for Register of Deeds in Cherokee County to four years.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 69, a bill to amend Chapter 32 of the Public Local Laws of 1935, relating to the Port Commission for the city of Southport in the county of Brunswick.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 26, a bill to extend the terms of office for Register of Deeds in Lincoln County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 51, a bill to prohibit the sale of wine and/or beer in Northampton County from 12 o'clock Saturday night until 12 o'clock Sunday night.

Passes its second and third readings and is ordered enrolled.

H. B. 73, a bill to regulate the purchase, owning and registration of firearms in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 127, a bill to extend the terms of office for Register of Deeds in Clay County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 131, a bill to extend the term of office for the Register of Deeds of Swain County for four years.

Passes its second and third readings and is ordered enrolled.

S. B. 90, a bill to amend Chapter 243 of the Public Laws of 1935, relative to rights of aliens to take and convey real property.

The bill passes its second reading, and upon objection by Senator Lumpkin to its third reading, the bill remains upon the Calendar.

H. B. 10, a bill to validate certain acts of trustees substituted in deeds of trust under the provisions of Chapter 78 of the Public Laws of 1931.

Passes its second and third readings and is ordered enrolled.

Senators Umstead, Hatcher and Lumpkin submit the following statement relating to S. R. 34, a resolution to declare the policy of the General Assembly of North Carolina with reference to the construction and maintenance of an adequate highway system in the State of North Carolina, which is ordered recorded in the Journal:

When Senate Resolution 34 was introduced those who signed the Resolution wished to do two things: First, they wished to secure economy in government in North Carolina through the reduction of certain appropriations contained in the Appropriations Bill; Second, they wished to secure for the secondary road system of the State a definite program that would insure the country people of the State better roads. Judging by the action taken this week by the Committee on Appropriations it seems that we have a chance to secure the first of these objectives. Judging from the definite

promises made by Governor Hoey on Tuesday night in regard to the handling of road funds as well as other funds we certainly have a chance to secure the second objective.

For these reasons the proponents of this Resolution who are members of the Finance Committee do not wish to file a minority report.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 11 o'clock.

TWENTY-SEVENTH DAY

SENATE CHAMBER,
Friday, February 3, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. J. A. Daley of the Jenkins Memorial Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 82, a joint resolution memorializing the President to establish a recreational or historical park along Quankey Creek in Halifax County, North Carolina.

S. B. 20, an act to permit the county commissioners to give to hospitals for medicinal purposes tax-paid liquor seized by officers and to otherwise dispose of the same.

S. B. 50, an act to provide for the collection of the delinquent taxes in Beaufort County.

S. B. 68, an act to validate the tax listings and tax levies of the county of Rowan and the city of Salisbury.

H. B. 10, an act to validate certain acts of trustees substituted in deeds of trust under the provisions of Chapter 78 of the Public Laws of 1931.

H. B. 26, an act to extend the terms of office for Register of Deeds in Lincoln County to four years.

H. B. 51, an act to prohibit the sale of wine and/or beer in Northampton County from twelve o'clock Saturday night until twelve o'clock Sunday night.

H. B. 73, an act to regulate the purchase, owning and registration of firearms in Buncombe County.

H. B. 127, an act to extend the terms of office for Register of Deeds in Clay County to four years.

H. B. 131, an act to extend the term of office for the Register of Deeds of Swain County for four years.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gardner, for the Committee on Federal Relations:

H. B. 57, a bill to grant an easement in the bed of New River and over marshland adjacent thereto in Onslow County to the United States for dredging a waterway channel therein, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

H. B. 183, a bill to validate the acts and proceedings brought and had with respect to foreclosure of tax certificates of Pasquotank Drainage District No. 1 in Newland Township, Pasquotank County, with a favorable report.

H. B. 62, a bill to amend Section 5028 of Volume 2, Consolidated Statutes of 1919, relative to cemetery trust funds, with a favorable report.

S. B. 65, a bill to amend Chapter 339 of the Public Laws of 1937, relative to search and seizure, with a favorable report.

S. B. 84, a bill to provide for the notation of liens on motor vehicles and on accessories, parts and equipment added to motor vehicles, on certificates of title for such motor vehicles, and to make such notation adequate notice to all creditors and purchasers for value of the existence of such liens, with a favorable report.

House substitute for S. B. 46, a bill to amend Section 476 of the Consolidated Statutes, Volume 3, 1924, as amended, relating to the service of summons in civil actions, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator McIntyre: S. B. 100, a bill to validate sales of land for taxes

in the county of Robeson or any municipality or taxing district therein for the years 1936 and 1937 and 1938.

Referred to Committee on Judiciary No. 2.

By Senator McIntyre: S. B. 101, a bill to protect agricultural fairs in Robeson County against unfair competition of carnivals and circuses.

Referred to Committee on Judiciary No. 2.

By Senator Curtis: S. B. 102, a bill to amend Chapter 273 of the Public Local Laws of 1937, to make the office of county tax collector of Buncombe County elective.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 66, a bill to fix the term of office of certain county officials of Henderson County and the salary of an assistant clerk of Superior Court.

Referred to Committee on Counties, Cities and Towns.

H. B. 97, a bill to amend Chapter 433 of the Public Local Laws, 1937, amending the charter of the town of Atlantic Beach, conferring authority to levy general property taxes.

Referred to Committee on Finance.

H. B. 105, a bill to validate certain bonds for water and sewer system of the town of Colerain.

Referred to Committee on Finance.

H. B. 113, a bill to ratify and validate the proceedings of the town of Louisburg for the issuance of certain bonds of said town.

Referred to Committee on Finance.

H. B. 119, a bill authorizing the Board of Commissioners of Person County to revalue real estate in said county in the year 1939.

Referred to Committee on Finance.

H. B. 130, a bill to authorize the Board of Education of Greater Greensboro School District to exchange a certain tract of land with Mrs. Ada E. Helper.

Referred to Committee on Education.

H. B. 134, a bill to amend Chapter 281, Private Laws, 1895, incorporating the town of Lasken, in Northampton County.

Referred to Committee on Counties, Cities and Towns.

H. B. 169, a bill to validate certain sales of real and personal property made by sheriffs and others under execution and orders of court.

Referred to Committee on Judiciary No. 1.

H. B. 172, a bill providing for rotating grand juries applicable to the Superior Courts of Catawba County.

Referred to Committee on Judiciary No. 2.

H. B. 174, a bill to amend Section 7 of Chapter 260, Public Laws of 1931, relative to records of tax sale certificates.

Referred to Committee on Judiciary No. 1.

H. B. 190, a bill to validate bonds to be issued by the town of Lincolnton for various public improvements, and to provide for the issuance and payment of said bonds.

Upon motion of Senator Graham, the bill is placed upon the Calendar.

H. B. 197, a bill to repeal Chapter 152 of the Public Local Laws of 1931, relating to the Board of County Commissioners of Pitt County.

Referred to Committee on Counties, Cities and Towns.

H. B. 213, a bill to amend Chapter 55 of the Private Laws of 1893, relating to the town of Hampton to reduce the number of commissioners and provide for their election to office.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 95, a bill to amend Chapter 201 of the Private Laws of 1905, as amended by Chapter 182 of the Private Laws of 1911, relative to the corporate limits of the town of Mount Olive, Wayne County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

S. B. 21, a bill to protect agricultural fairs in Lenoir County against unfair competition of carnivals and circuses.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 83, a bill to amend Chapter 558 of the Public Local and Private Laws of 1935.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 85, a bill to amend Chapter 160 of the Private Laws of the regular session of the General Assembly of 1925, relating to the charter of the town of Mount Airy.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 7, a bill to amend the charter of the town of Kings Mountain, North Carolina.

Senator Gardner offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 50, a bill to regulate the closing of filling stations and places of business on Sunday in Northampton County.

Passes its second and third readings and is ordered enrolled.

S. B. 90, a bill to amend Chapter 243 of the Public Laws of 1935, relative to rights of aliens to take and convey real property, upon third reading.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 52, a bill directing the State Auditor to issue and the State Treasurer to pay a pension warrant of $150.00 to E. L. Womack, son of Mrs. Minnie A. Womack, deceased, a Confederate pensioner of Johnston County.

Upon motion of Senator Wellons, action on the bill is deferred until Monday, February 6, 1939.

S. B. 79, a bill to authorize the state, counties, municipalities and other taxing subdivisions of the State to compromise tax claims against any railroad company in which the state owns a majority of the stock.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

TWENTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, February 4, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Ballentine for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Joyner, the courtesies of the floor are extended to Mrs. R. A. McIntyre, wife of Senator R. A. McIntyre of Robeson County.

Upon motion of Senator Joyner, Robert Allen McIntyre, Jr., and Sarah Minta McIntyre, children of Senator R. A. McIntyre of Robeson County, are made honorary pages of the Senate.

Upon motion of Senator Umstead, the courtesies of the floor are extended to former Senator McLean of Polk County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 17, a bill to amend Section 6054 of Volume III of the Consolidated Statutes so as to place Burke County under the state-wide Primary Laws.

Referred to Committee on Election Laws.

H. B. 100, a bill to amend the charter of the city of Gastonia, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 135, a bill to amend Section 927 of the Consolidated Statutes, relative to the bonds of Clerks of the Superior Court.

Referred to Committee on Judiciary No. 1.

H. B. 139, a bill to provide for special judges in North Carolina.

Referred to Committee on Judiciary No. 2.

H. B. 151, a bill to amend Article 6 of Chapter 103 of the Consolidated Statutes, 1924, relative to the commitment of patients to the criminal insane hospitals of this state.

Referred to Committee on Insane Asylum.

H. B. 156, a bill to permit the County Board of Education of Sampson County to exchange a part of the Concord School site for lands adjacent to the school building.

Referred to Committee on Education.

H. B. 160, a bill to abolish the office of tax collector in Pamlico County and to provide for the collection of taxes by the sheriff of said county.

Referred to Committee on Finance.

H. B. 164, a bill to exempt members of firemen's organizations in Pamlico County from payment of poll tax fees.

Referred to Committee on Finance.

H. B. 175, a bill to permit the Board of Education of Sampson County to lease the teacherage at Halls School in said county.

Referred to Committee on Education.

H. B. 180, a bill to amend Section 1443 of the Consolidated Statutes with respect to the superior courts of Union County so as to make the May term thereof a mixed term.

Referred to Committee on Courts and Judicial Districts.

H. B. 181, a bill to restore exclusive original jurisdiction of misdemeanors in the recorder's court of Union County and the right to trial by a jury therein.

Referred to Committee on Judiciary No. 1.

H. B. 184, a bill to prohibit the operation of rooms, dance halls and billiard parlors in Pasquotank County on Sunday.

Referred to Committee on Judiciary No. 1.

H. B. 189, a bill to amend Chapter 243 of the Public Laws of 1935, as amended by Chapter 422 of the Public Laws of 1937, relative to service of summons in adoption proceedings.

Referred to Committee on Judiciary No. 2.

H. B. 192, a bill to appoint members of the County Board of Education of Currituck County and to fix their terms.

Referred to Committee on Education.

H. B. 224, a bill to extend the time of office for the Board of County Commissioners of Graham County to four years.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 183, a bill to validate the acts and proceedings brought and had with respect to foreclosure of tax certificates of Pasquotank Drainage District No. 1 in Newland Township, Pasquotank County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday night at 8 o'clock.

TWENTY-NINTH DAY

SENATE CHAMBER,
Monday, February 6, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Taylor, Senator Smith is granted a leave of absence until Wednesday.

The President extends the courtesies of the floor to Mrs. James H. Clark, wife of former Senator James H. Clark of Bladen County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

H. B. 87, a bill to repeal Chapter 145 of the Public Local Laws of 1937, relating to the collection of delinquent taxes in Macon County, with a favorable report.

H. B. 106, a bill to defer the quadrennial assessment and valuation of property in Wayne County, with a favorable report.

H. B. 140, a bill to amend Chapter 76, Public Local Laws, 1937, authorizing the county commissioners of the city of Southport, North Carolina, to make adjustments with delinquent taxpayers, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Cogburn: S. B. 103, a bill to amend Chapter 210 of the Public Laws of 1933, relative to the admission of lawyers to practice law in this State.

Referred to Committee on Judiciary No. 2.

By Senator Ballentine: S. B. 104, a bill to relieve the Supreme Court from the duty of approving nominations to fill vacancies in the Board of Trustees of Rex Hospital, and from the exercise of original jurisdiction to entertain petitions for an accounting by said trustees, and to transfer said duties to the Superior Court of Wake County.

Referred to Committee on Judiciary No. 1.

By Senator Bowers: S. B. 105, a bill to further promote the safety of school children.

Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 216, a bill to repeal Chapter 239, and all amendments thereto, of the Public Local Laws of 1933, creating a tax commission for Cherokee County.

Referred to Committee on Counties, Cities and Towns.

H. B. 227, a bill to establish a Law Library in Rutherford County.

Referred to Committee on Library.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 95, a bill to amend Chapter 201 of the Private Laws of 1905, as amended by Chapter 182 of the Private Laws of 1911, relative to the corporate limits of the town of Mount Olive, Wayne County, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—40.

The bill is ordered enrolled.

H. B. 190, a bill to validate bonds to be issued by the town of Lincolnton for various public improvements, and to provide for the issuance and payment of said bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—40.

S. B. 59, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law," upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—40.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation," upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—40.

S. B. 61, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law," upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—40.

S. B. 84, a bill to provide for the notation of liens on motor vehicles and on accessories, parts and equipment added to motor vehicles, on certificates of title for such motor vehicles, and to make such notation adequate notice to all creditors and purchasers for value of the existence of such liens.

Upon motion of Senator Gold, the bill is made a Special Order for Wednesday, February 8, 1939.

S. B. 52, a bill directing the State Auditor to issue and the State Treasurer to pay a pension warrant of $150.00 to E. L. Womack, son of Mrs. Minnie Womack, deceased, a Confederate pensioner of Johnston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 65, a bill to amend Chapter 331 of the Public Laws of 1937, relative to search and seizure.

Passes its second and third readings and is ordered sent to the House of Representatives.

House Substitute for S. B. 46, a bill to amend Section 476 of the Consolidated Statutes, Volume 3, 1924, as amended, relating to the service of summons in civil actions.

Passes its second and third readings and is ordered enrolled.

H. B. 57, a bill to grant an easement in the bed of New River and over marshland adjacent thereto in Onslow County to the United States for dredging a waterway channel therein.

Passes its second and third readings and is ordered enrolled.

H. B. 62, a bill to amend Section 5028 of Volume 2, Consolidated Statutes of 1919, relative to cemetery trust funds.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTIETH DAY

SENATE CHAMBER,
Tuesday, February 7, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 30, a joint resolution extending a welcome to King George VI and Queen Elizabeth.

S. B. 51, an act to authorize Commissioners of Beaufort County to settle claim for building burned while used as public school house.

S. B. 66, an act to amend Section 6802 of Volume II, Consolidated Statutes, 1919, as amended by Chapter 54 of the Public Laws of 1925 permitting the Adjutant General to be a member of the organized reserve corps of the United States.

H. B. 50, an act to regulate the closing of filling stations and places of business on Sunday in Northampton County.

H. B. 183, an act to validate the acts and proceedings brought and had with respect to foreclosure of tax certificates of Pasquotank Drainage District No. 1 in Newland Township, Pasquotank County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gregory: S. B. 106, a bill to provide for the placement of needy blind persons in vending stands in public buildings and to cooperate with the Federal Government in the furtherance of the provisions of the Act of Congress known as the Randolph-Sheppard Bill.

Referred to Committee on Institutions for the Blind.

By Senator Joyner: S. B. 107, a bill authorizing voluntary associations of individuals, societies, and unions to acquire land and regulating the conveyance of the same.

Referred to Committee on Judiciary No. 2.

By Senator Frink: S. B. 108, a bill to amend Chapter 263, Public Local Laws of Session of 1935, to change the name of "Brunswick County Hospital" to "Dr. J. Arthur Dosher Memorial Hospital."

Referred to Committee on Judiciary No. 1.

By Senator Frink: S. B. 109, a bill to provide for the appointment of a meter adjuster and electrical inspector for Northwest and Town Creek Townships in Brunswick County.

Referred to Committee on Judiciary No. 1.

By Senator Frink: S. B. 110, a bill to protect the public using the highways by requiring motor vehicles used for public transportation to be protected by liability insurance.

Referred to Committee on Public Roads.

By Senator Bellamy: S. B. 111, a bill to amend Consolidated Statutes, Section 753, with respect to the time of service on a state agency.

Referred to Committee on Judiciary No. 1.

By Senators Gold and Gregory: S. B. 112, a bill to authorize the North Carolina State Commission for the Blind to receive grants in aid from the Federal Government for rehabilitation and other services and medical and surgical treatment of the needy blind and to supplement Chapter 124, Public Laws of 1937 and Chapter 53, Public Laws of 1935.

Referred to Committee on Institutions for the Blind.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 63, a bill to amend Section 76 of the Consolidated Statutes, relating to the conveyance of property of non-resident decedent without administration after five years from death, for concurrence in House amendment.

Upon motion of Senator Prince, the Senate concurs in the House amendment, and the bill is ordered enrolled.

H. B. 27, a bill to place Mrs. Mary Calhoun Russell Stubbs, widow, on the Confederate pension roll.

Referred to Committee on Pensions.

H. B. 76, a bill to provide for additional terms of civil and criminal court for Randolph County.

Referred to Committee on Courts and Judicial Districts.

H. B. 81, a bill to amend Consolidated Statutes, 5168 (Q), Volume III, 1924, and to repeal Consolidated Statutes 5168 (S) and 5168 (T), relative to the payment of Confederate pensions.

Referred to Committee on Pensions and Soldiers Home.

H. B. 101, a bill to amend the charter of the City of Raleigh to provide for the extension of the corporate limits of the City of Raleigh.

Referred to Committee on Counties, Cities and Towns.

H. B. 141, a bill providing for a special levy in Brunswick County for special purposes.

Referred to Committee on Finance.

H. B. 157, a bill to authorize the creation of a school district and for the levy of taxes within such district for the purpose of acquiring, erecting, enlarging, altering, equipping and operation of the schools therein, in Greene County.

Referred to Committee on Finance.

H. B. 187, a bill to provide for the establishment of a county court for Yadkin County with criminal jurisdiction under the provisions of Chapter 89 of the Public Laws of 1931.

Referred to Committee on Courts and Judicial Districts.

H. B. 211, a bill to amend Section 2334 of the Consolidated Statutes, relating to the Grand Jury for Lincoln County.

Referred to Committee on Judiciary No. 1.

HOUSE OF REPRESENTATIVES
Tuesday, February 7, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendment to H. B. 7 entitled, "A bill to be entitled an act to amend the charter of the Town of Kings Mountain, North Carolina," and asks for a Conference Committee.

The Speaker has appointed as Conferees on the part of the House to confer with Conference Committee appointed by the Senate to the end that the differences arising may be adjusted: Messrs. Bryant, Mull and Allen.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as Conferees on the part of the Senate, Senators Gardner and Price, and a message is ordered sent to the House of Representatives informing that Body of such action.

HOUSE OF REPRESENTATIVES
Tuesday, February 7, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 84 entitled, "To abolish the Mecklenburg Industrial Home for Women," for further consideration by the House of Representatives.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Blythe, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 190, a bill to validate bonds to be issued by the Town of Lincolnton for various public improvements, and to provide for the issuance and payment of said bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—47.

The bill is ordered enrolled.

S. B. 59, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law," upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—47.

The bill is ordered sent to the House of Representatives.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation," upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—47.

The bill is ordered sent to the House of Representatives.

S. B. 61, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—47.

The bill is ordered sent to the House of Representatives.

H. B. 87, a bill to repeal Chapter 145 of the Public Local Laws of 1937, relating to the collection of delinquent taxes in Macon County.

Passes its second and third readings and is ordered enrolled.

H. B. 106, a bill to defer the quadrennial assessment and valuation of property in Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 140, a bill to amend Chapter 76, Public Local Laws, 1937, authorizing the County Commissioners of the City of Southport, North Carolina, to make adjustments with delinquent tax payers.

Upon motion of Senator Bellamy, action on the bill is deferred until tomorrow.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTY-FIRST DAY

SENATE CHAMBER,
Wednesday, February 8, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President extends the courtesies of the floor to former Senator John Folger of Surry County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mr. and Mrs. C. W. Beasley and Mrs. Mable Clare Beasley of Bertie County.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the seventh grade of Murphy School of Raleigh.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Senator J. Allen Austin and Honorable Bob King of Guilford County.

Upon motion of Senator Graham, Senator Cowles is granted an indefinite leave of absence.

Upon motion of Senator Gold, H. B. 130, a bill to authorize the Board of Education of Greater Greensboro School District to exchange a certain tract of land with Mrs. Ada E. Helper, is taken from the Committee on Education and placed on today's Calendar.

Senator Morphew presents a petition from the Democratic Club of North Carolina in Washington, D. C., relative to the Absentee Ballot Law.

The petition is read and upon motion of Senator Morphew it is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 46, an act to amend Section 476 of the Consolidated Statutes, Volume 3, 1924, as amended, relating to the service of summons in civil actions.

S. B. 63, an act to amend Section 76 of the Consolidated Statutes, relating to the conveyance of property of non-resident decedent without administration after five years from death.

H. B. 57, an act to grant an easement in the bed of New River and over marshland adjacent thereto in Onslow County to the United States for dredging a waterway channel therein.

H. B. 62, an act to amend Section 5028 of Volume 2, Consolidated Statutes of 1919, relative to cemetery trust funds.

H. B. 87, an act to repeal Chapter 145 of the Public Local Laws of 1937, relating to the collection of delinquent taxes in Macon County.

H. B. 95, an act to amend Chapter 201 of the Private Laws of 1905, as amended by Chapter 182 of the Private Laws of 1911, relative to the corporate limits of the town of Mount Olive, Wayne County.

H. B. 106, an act to defer the quadrennial assessment and valuation of property in Wayne County.

H. B. 190, an act to validate bonds to be issued by the town of Lincolnton for various public improvements, and to provide for the issuance and payment of said bonds.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 108, a bill to amend Chapter 263, Public Local Laws of Session 1935, to change the name of "Brunswick County Hospital" to "Dr. J. Arthur Dosher Memorial Hospital," with a favorable report.

S. B. 109, a bill to provide for the appointment of a meter adjuster and electrical inspector for Northwest and Town Creek Townships in Brunswick County, with a favorable report.

S. B. 102, a bill to amend Chapter 273 of the Public Local Laws of 1937; to make the office of County Tax Collector of Buncombe County elective, with a favorable report.

S. B. 111, a bill to amend Consolidated Statutes, Section 753, with respect to the time of service on a state agency, with a favorable report.

S. B. 94, a bill to prohibit the manufacture or sale of beer, whiskey, wines, or any other intoxicating or alcoholic beverage within the boundaries of Ivy Township Numbers 1 and 2, Buncombe County, North Carolina, with a favorable report, as amended.

H. B. 211, a bill to amend Section 2334 of the Consolidated Statutes, relating to the Grand Jury for Lincoln County, with a favorable report.

H. B. 181, a bill to restore exclusive original jurisdiction of misdemeanors in the Recorder's Court of Union County and the right to trial by jury therein, with a favorable report.

H. B. 65, a bill to repeal Chapter 34 of the Public Local Laws of 1937, creating a Jury Commission for the county of Macon, with a favorable report.

H. B. 184, a bill to prohibit the operation of pool rooms, dance halls and billiard parlors in Pasquotank County on Sunday, with a favorable report.

H. B. 169, a bill to validate certain sales of real and personal property made by sheriffs and others under execution and orders of court, with a favorable report.

H. B. 125, a bill to validate certain conveyances of corporations from which corporate seal was omitted, with a favorable report.

H. B. 135, a bill to amend Section 927 of the Consolidated Statutes, relative to the bonds of clerks of the Superior Court, with a favorable report, as amended.

H. B. 104, a bill to amend Section 945 of the Consolidated Statutes of 1919, relative to the attendance of clerks of the Superior Courts at their offices, with a favorable report, as amended.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 75, a bill to define and prohibit unfair sales, to provide remedies and to impose penalties for the violation of the provisions, reported without prejudice.

Upon motion of Senator Gray, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 100, a bill to validate sales of land for taxes in the county of Robeson or any municipality or taxing district therein for the years 1936 and 1937 and 1938, with a favorable report.

S. B. 86, a bill to repeal Chapter 358 of the Public Local Laws of North Carolina, Session 1937, with respect to regulating the application of profits accruing to the county from the liquor stores operated in Pasquotank County, with a favorable report.

S. B. 101, a bill to protect agricultural fairs in Robeson County against unfair competition of carnivals and circuses, with a favorable report.

H. B. 172, a bill providing for rotating grand juries applicable to the Superior Courts of Catawba County, with a favorable report.

S. B. 35, a bill to prohibit units of government engaging in business in competition with tax-paying citizens, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

S. B. 96, a bill to regulate the election of the Mayor and Commissioners of the town of Warrenton, Warren County, with a favorable report.

H. B. 66, a bill to fix the term of office of certain county officials of Henderson County and the salary of an assistant clerk of Superior Court, with a favorable report.

H. B. 100, a bill to amend the charter of the city of Gastonia, North Carolina, with a favorable report.

H. B. 134, a bill to amend Chapter 281, Private Laws, 1895, incorporating the town of Lasker, in Northampton County, with a favorable report.

H. B. 197, a bill to repeal Chapter 152 of the Public Local Laws of 1931, relating to the Board of County Commissioners of Pitt County, with a favorable report.

H. B. 213, a bill to amend Chapter 55 of the Private Laws of 1893, relating to the town of Hampton to reduce the number of commissioners and provide for their election to office, with a favorable report.

H. B. 216, a bill to repeal Chapter 239, and all amendments thereto, of the Public Local Laws of 1933, creating a Tax Commission for Cherokee County, with a favorable report.

By Senator Larkins, for the Committee on Public Roads:

S. B. 18, a bill to provide for the drainage of surface waters overflowing on adjacent lands caused by construction or maintenance work on the highways, with a favorable report, as amended.

By Senator Watkins, for the Committee on Penal Institutions:

H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County Farm to the State Highway and Public Works Commission for the completion of their sentences, with a favorable report.

By Senator Taylor, for the Committee on Finance:

H. B. 105, a bill to validate certain bonds for water and sewer system of the town of Colerain, with a favorable report.

H. B. 113, a bill to ratify and validate the proceedings of the town of Louisburg for the issuance of certain bonds of said town, with a favorable report.

H. B. 119, a bill authorizing the Board of Commissioners of Person County to revalue real estate in said county in the year 1939, with a favorable report.

H. B. 164, a bill to exempt members of firemen's organizations in Pamlico County from payment of poll tax fees, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Thomas: S. B. 113, a bill to promote safety on the highways.

Referred to Committee on Public Roads.

By Senator Austin: S. B. 114, a bill to provide for supplying the Library of Congress with copies of session laws and other State publications.

Referred to Committee on Library.

By Senator Gardner: S. B. 115, a bill to amend Chapter 277 of the Public Laws of 1933, relating to removal of cases in courts of justices of peace.

Referred to Committee on Judiciary No. 2.

By Senator Ballentine: S. B. 116, a bill to create a State Banking Commission; to abolish the Advisory Commission to the Commissioner of Banks; to define the duties of the State Banking Commission and the Commissioner of Banks.

Referred to Committee on Banking and Currency.

By Senator Boyette: S. B. 117, a bill to amend Chapter 103 of the Public Laws of 1931, regarding alternate jurors.

Referred to Committee on Judiciary No. 2.

By Senator Boyette: S. B. 118, a bill to amend the Consolidated Statutes of 1919, Section 7575, fixing the price for land granted in Moore County.

Referred to Committee on Judiciary No. 2.

By Senator Long: S. B. 119, a bill to prevent diphtheria requiring diphtheria immunization of children.

Referred to Committee on Public Health.

By Senator Long: S. B. 120, a bill to further the prevention of syphilis in unborn children in North Carolina by requiring blood test examination of prospective mothers.

Referred to Committee on Public Health.

By Senator Long: S. B. 121, a bill to require physical examination before issuance of license to marry.

Referred to Committee on Public Health.

By Senator McIntyre: S. B. 122, a bill relating to barbed wire fences along roads and public highways in Robeson County, North Carolina.

Referred to Committee on Public Roads.

By Senator McIntyre: S. B. 123, a bill relating to the issuance and service of summons by inferior courts.

Referred to Committee on Judiciary No. 2.

By Senator Larkins: S. B. 124, a bill to amend Consolidated Statutes 8004, relating to attachment and garnishment proceedings and the collection of taxes.

Referred to Committee on Judiciary No. 1.

By Senator Larkins: S. B. 125, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the duties and authority of the State Highway Patrol.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 212, a bill to authorize and empower Clay County to adjust its indebtedness.

Referred to Committee on Finance.

H. B. 249, a bill to extend the terms of office of Register of Deeds in Macon County to four years.

Referred to Committee on Judiciary No. 1.

H. B. 251, a bill to authorize the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1930, and all prior years.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 130, a bill to authorize the Board of Education of Greater Greensboro School District to exchange a certain tract of land with Mrs. Ada E. Helper.

Passes its second and third readings and is ordered enrolled.

H. B. 140, a bill to amend Chapter 76, Public Local Laws, 1937, authorizing the County Commissioners of the city of Southport, North Carolina, to make adjustments with delinquent taxpayers.

Passes its second and third readings and is ordered enrolled.

S. B. 84, a bill to provide for the notation of liens on motor vehicles and on accessories, parts and equipment added to motor vehicles, on certificates of title for such motor vehicles, and to make such notation adequate notice to all creditors and purchasers for value of the existence of such liens, upon second reading.

Upon motion of Senator Barber, the bill is taken from the Calender and re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTY-SECOND DAY

SENATE CHAMBER,
Thursday, February 9, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morphew, the courtesies of the floor are extended to Judge Felix Alley of the 20th Judicial District.

Upon motion of Senator Ward, the courtesies of the galleries are extended to the Senior Class of the Burgaw High School in Pender County.

Upon motion of Senator Gregory, the courtesies of the floor are extended to former Senator W. H. Woodson of Rowan County.

Upon motion of Senator Price, the courtesies of the floor are extended to former Senator G. A. Treadway of Rockingham County.

Upon motion of Senator Joyner, the courtesies of the floor are extended to former Senator Lee Gravely of Nash County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to former Representative Jeter Oates of Avery County.

Upon motion of Senator Corey, the courtesies of the floor are extended to former Senator E. G. Flanagan of Pitt County.

Upon motion of Senator Halstead, the courtesies of the floor are extended to Miss Ethel Parker of Gates County, Mrs. C. E. Thompson of Pasquotank County and Mrs. Knight of Wake County.

Upon motion of Senator Morphew, H. B. 224, a bill to extend the time of office for the Board of County Commissioners of Graham County to four years, is taken from the Committee on Judiciary No. 1 and placed upon today's Calendar.

CONFERENCE REPORT

Senator Gardner for the Committee appointed to adjust the differences arising on H. B. 7, a bill to amend the charter of the town of King's Mountain, North Carolina, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

Your Conferees on behalf of the Senate and on behalf of the House of Representatives having considered H. B. 7, respectfully recommend that the Senate recede from its amendment to said bill.

Respectfully submitted,

Senate Conferees

RALPH GARDNER,
J. HAMPTON PRICE,

House Conferees

O. M. MULL,
ARCH T. ALLEN,
VICTOR S. BRYANT.

Upon motion of Senator Gardner, the report of the Conference Committee is adopted, and a message is ordered sent to the House of Representatives informing that Body of such action.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 58, an act to extend the terms of office for Register of Deeds in Cherokee County to four years.

S. B. 85, an act to amend Chapter 160 of the Private Laws of the Regular Session of the General Assembly of 1925, relating to the charter of the town of Mount Airy.

S. B. 90, an act to amend Chapter 243 of the Public Laws of 1935, relative to rights of aliens to take and convey real property.

H. B. 130, an act to authorize the Board of Education of Greater Greensboro School District to exchange a certain tract of land with Mrs. Ada E. Helper.

H. B. 140, an act to amend Chapter 76, Public Local Laws, 1937, authorizing the County Commissioners of Brunswick County and the Commissioners of the city of Southport, North Carolina, to make adjustments with delinquent taxpayers.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 118, a bill to amend the Consolidated Statutes of 1919, Section 7575, fixing the price for land granted in Moore County, with a favorable report.

H. B. 35, a bill to repeal Chapter 409, Public Local Laws 1935; Chapter 118, Public Local Laws 1925; Chapter 153, Public Local Laws 1937, so as to abolish the office of tax collector and to provide for the collection of taxes by the sheriff of Avery County and to require the register of deeds to act as county accountant of said county, with an unfavorable report.

S. B. 70, a bill to amend Section 4579 of the Consolidated Statutes of 1919, to prohibit sheriffs, deputy sheriffs, jailers or relatives of the same, from going on bail of prisoners, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Halstead, for the Committee on Courts and Judicial Districts:

S. B. 87, a bill to amend Consolidated Statutes 1438, relating to the jurisdiction of resident judges and judges holding the courts of the districts, with a favorable report.

H. B. 180, a bill to amend Section 1443 of the Consolidated Statutes with respect to the Superior Courts of Union County so as to make the May Term thereof a mixed term, with a favorable report.

By Senator Bellamy, for the Committee on Conservation and Development:

H. B. 122, a bill to permit the residents of Bladen County to have the privilege of hunting and fishing in that part of Robeson County known and designated as "The Big Swamp" without being required to purchase a State hunting or fishing license for the privilege of so doing, with a favorable report.

By Senator Taylor, for the Committee on Finance:

H. B. 143, a bill to repeal Chapter 660, Public Local Laws of 1927, and validate proceedings relating to the issuance of bonds of Lenoir County, with a favorable report, as amended.

H. B. 212, a bill to authorize and empower Clay County to adjust its indebtedness, with a favorable report.

H. B. 251, a bill to authorize the County Commissioners of Wayne County to turn into the general fund all taxes collected for the year 1930, and all prior years, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Graham: S. B. 126, a bill to extend the terms of office of the Board of County Commissioners of Lincoln County and the County Surveyor of Lincoln County to four years.

Upon motion of Senator Graham, the rules are suspended and the bill is placed upn its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Joyner and Rodman: S. B. 127, a bill to create a State Department of Justice and to prescribe the duties of the same.

Referred to Committee on Judiciary No. 2.

By Senators Joyner and Rodman: S. B. 128, a bill to transfer the office of Legislative Reference Librarian to the office of the Secretary of State.

Referred to Committee on Judiciary No. 2.

By Senator Joyner, by request: S. B. 129, a bill to extend the terms of office of the Register of Deeds, the Judge of the Iredell County Recorders Court, the Solicitor of said Recorders Court, the Board of County Commissioners and the County Surveyor of Iredell County.

Referred to Committee on Judiciary No. 2.

By Senators Larkins and Sutton, by request: S. B. 130, a bill to establish and regulate fees for hunting license in Craven County for non-residents of the State, and for protecting and re-stocking game in said county.

Referred to Committee on Conservation and Development.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 32, a bill to amend Section 3326, Consolidated Statutes, by permitting assistant secretaries of corporations to attest corporate conveyances, for concurrence in the House amendment.

Upon motion of Senator Ward, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 136, a bill to amend Chapter 24 of the Public Local Laws of 1937, relative to certain fees to be allowed the jailer of Macon County.

Referred to Committee on Judiciary No. 1.

H. B. 154, a bill regulating the fees of the sheriff and tax collector of Cherokee County.

Referred to Committee on Judiciary No. 1.

H. B. 168, a bill to amend the State and Pamlico County Election Laws of 1937 and before, for the purpose of providing for the nomination of mem-

bers of the Pamlico County Board of Education and the nomination and election of members of Pamlico County Board of Commissioners.

Referred to Committee on Election Laws.

H. B. 179, a bill to repeal Section 9 of Chapter 231 of the Public Local Laws of 1927, relative to the issuance of bonds of Randolph County.

Referred to Committee on Finance.

H. B. 202, a bill to amend Chapter 43 of the Public Laws of 1909, relative to recording fees; and to fix the recording fees for the Register of Deeds office of Catawba County.

Referred to Committee on Propositions and Grievances.

H. B. 215, a bill to repeal Chapter 109 of the Public Local Laws of 1931, relating to the Grand and Petit Jury of Cherokee County.

Referred to Committee on Judiciary No. 1.

H. B. 255, a bill to amend the charter of the Goldsboro Hospital, as contained in Chapter 74 of the Private Laws of 1903.

Upon motion of Senator Bain, the bill is placed upon the Calendar.

H. B. 261, a bill to permit the town Commissioners of Wendell, North Carolina, to disinter and remove all bodies from cemetery situated on East side of Selma Road between Highway No. 64 and Railroad Right of Way in town of Wendell.

Referred to Committee on Propositions and Grievances.

HOUSE OF REPRESENTATIVES,
Wednesday, February 8, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House of Representatives has adopted the report of the Conferees appointed to adjust the differences arising between the two Houses on H. B. 7, entitled "To amend the charter of the town of Kings Mountain, North Carolina," and awaits a message from your Honorable Body to the end that if a similar report is adopted, the bill may be ordered enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 109, a bill to provide for the appointment of a meter adjuster and electrical inspector for Northwest and Town Creek Townships in Brunswick County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—46.

H. B. 100, a bill to amend the charter of the City of Gastonia, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—46.

H. B. 105, a bill to validate certain bonds for water and sewer system of the Town of Colerain, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—46.

H. B. 113, a bill to ratify and validate the proceedings of the Town of Louisburg for the issuance of certain bonds of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—46.

H. B. 134, a bill to amend Chapter 281, Private Laws, 1895, incorporating the Town of Lasker in Northampton County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—46.

S. B. 86, a bill to repeal Chapter 358 of the Public Local Laws of North Carolina Session, 1937, with respect to regulating the application of profits accruing to the county from the liquor stores operated in Pasquotank County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 94, a bill to prohibit the manufacture or sale of beer, whiskey, wines or any other intoxicating or alcoholic beverages within the boundaries of Ivy Township Numbers 1 and 2, Buncombe County, North Carolina, upon second reading.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Taylor to its third reading, the bill remains upon the Calendar.

S. B. 96, a bill to regulate the election of the Mayor and Commissioners of the Town of Warrenton, Warren County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 100, a bill to validate sales of land for taxes in the County of Robeson or any Municipality or taxing district therein for the years 1936 and 1937 and 1938.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 101, a bill to protect agricultural fairs in Robeson County against unfair competition of carnivals and circuses.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 102, a bill to amend Chapter 273 of the Public Local Laws of 1937, to make the office of county tax collector of Buncombe County elective.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 108, a bill to amend Chapter 263, Public Local Laws of Session of 1935, to change the name of "Brunswick County Hospital" to "Dr. J. Arthur Dosher Memorial Hospital."

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 224, a bill to extend the time of office for the Board of County Commissioners of Graham County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 65, a bill to repeal Chapter 34 of the Public Laws of 1937, creating a Jury Commission for the County of Macon.

Passes its second and third readings and is ordered enrolled.

H. B. 66, a bill to fix the term of office of certain county officials of Henderson County and the salary of an assistant Clerk of Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 119, a bill authorizing the Board of Commissioners of Person County to revalue real estate in said county in the year 1939.

Passes its second and third readings and is ordered enrolled.

H. B. 164, a bill to exempt members of firemen's organizations in Pamlico County from payment of poll tax fees.

Passes its second and third readings and is ordered enrolled.

H. B. 172, a bill providing for rotating grand juries applicable to the Superior Courts of Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 181, a bill to restore exclusive original jurisdiction of misdemeanors in the Recorder's Court of Union County and the right to trial by a jury therein.

Passes its second and third readings and is ordered enrolled.

H. B. 184, a bill to prohibit the operation of pool rooms, dance halls and billiard parlors in Pasquotank County on Sunday.

Senator Halstead offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered returned to the House of Representatives for concurrence in the Senate amendment.

H. B. 197, a bill to repeal Chapter 152 of the Public Local Laws of 1931, relating to the Board of County Commissioners of Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 211, a bill to amend Section 2334 of the Consolidated Statutes, relating to the Grand Jury for Lincoln County.

Passes its second and third readings and is ordered enrolled.

H. B. 213, a bill to amend Chapter 55 of the Private Laws of 1893, relating to the Town of Hampton to reduce the number of commissioners and provide for their election to office.

Passes its second and third readings and is ordered enrolled.

H. B. 216, a bill to repeal Chapter 239, and all amendments thereto, of the Public Local Laws of 1933, creating a tax commission for Cherokee County.

Passes its second and third readings and is ordered enrolled.

S. B. 18, a bill to provide for the drainage of surface waters overflowing on adjacent lands caused by construction or maintenance work on the highways.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 35, a bill to prohibit units of government engaging in business in competition with taxpaying citizens.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Gray, the vote by which the bill passed its third reading is reconsidered and the bill is placed upon the Calendar.

S. B. 111, a bill to amend Consolidated Statutes, Section 753, with respect to the time of service on a state agency.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 104, a bill to amend Section 945 of the Consolidated Statutes of 1919, relative to the attendance of Clerks of the Superior Courts at their offices.

The amendment offered by the Committee is adopted.

Upon motion of Senator Morphew, action on the bill is deferred until tomorrow.

H. B. 125, a bill to validate certain conveyances of corporations from which corporate seal was omitted.

Passes its second and third readings and is ordered enrolled.

H. B. 135, a bill to amend Section 927 of the Consolidated Statutes, relative to the bonds of Clerks of the Superior Court.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Lumpkin to its third reading, the bill remains upon the Calendar.

H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County farm to the State Highway and Public Works Commission for the completion of their sentences.

Upon motion of Senator Hatcher, action on the bill is deferred until tomorrow.

H. B. 169, a bill to validate certain sales of real and personal property made by sheriffs and others under execution and orders of court.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Halstead, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTY-THIRD DAY

SENATE CHAMBER,
Friday, February 10, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Graham, the courtesies of the floor are extended to Mrs. Jack Joyner, wife of Senator Joyner of Iredell County.

Upon motion of Senator McIntyre, the courtesies of the floor are extended to Mrs. E. H. Bellamy, wife of Senator Bellamy of New Hanover County.

Upon motion of Senator Bellamy, the courtesies of the floor are extended to Mrs. S. Bunn Frink, wife of Senator Frink of Brunswick County, and their daughter.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Mrs. John W. Umstead, Jr., wife of Senator Umstead of Orange County.

Upon motion of Senator Spruill, Anne Reade Umstead, daughter of Senator Umstead, is made an honorary page of the Senate.

Upon motion of Senator Corey, the courtesies of the floor are extended to Honorable Tom Persons of Pitt County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives.

S. B. 18, a bill to provide for the drainage of surface waters overflowing on adjacent lands caused by construction or maintenance work on the highways.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

H. B. 157, a bill to authorize the creation of a school district and for the levy of taxes within such district for the purpose of acquiring, erecting, enlarging, altering, equipping and operation of the schools therein in Greene County, with a favorable report, as amended.

H. B. 179, a bill to repeal Section 9 of Chapter 231 of the Public Local Laws of 1927, relative to the issuance of bonds of Randolph County, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 124, a bill to amend Consolidated Statutes, 8004, relating to attachment and garnishment proceedings and the collection of taxes, with a favorable report.

S. B. 75, a bill to define and prohibit unfair sales, to provide remedies and to impose penalties for the violation of the provisions thereof, with a favorable report.

S. B. 123, a bill relating to the issuance and service of summons by inferior courts, with a favorable report.

S. B. 117, a bill to amend Chapter 103 of the Public Laws of 1931, regarding alternate jurors, with a favorable report.

H. B. 139, a bill to provide for special judges in North Carolina, with a favorable report.

H. B. 126, a bill to provide for the collection of certain escheats and the custody thereof, with a favorable report.

H. B. 189, a bill to amend Chapter 243 of the Public Laws of 1935, as amended by Chapter 422 of the Public Laws of 1937, relative to service of summons in adoption proceedings, with a favorable report.

S. B. 115, a bill to amend Chapter 277 of the Public Laws of 1933, relating to removal of cases in courts of justices of peace, with a favorable report.

S. B. 89, a bill to provide for the disposition of motions wherein under the present law the judge is disqualified, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward: S. B. 131, a bill to amend Section 1181, relating to the domestication tax on foreign corporations.

Referred to Committee on Judiciary No. 2.

By Senator Ward: S. B. 132, a bill to amend Section 1161 of the Consolidated Statutes of North Carolina, relating to decrease of capital stock of corporations.

Referred to Committee on Judiciary No. 2.

By Senator Ward: S. B. 133, a bill to amend Section 1114 (1) of the Consolidated Statutes of North Carolina, as amended by Chapter 166 of the Public Laws of 1935, relating to the name of domestic corporations.

Referred to Committee on Judiciary No. 2.

By Senator Sutton: S. B. 134, a bill to help train and improve the moral children at Caswell Training School.

Referred to Committee on Judiciary No. 1.

By Senator Curtis: S. B. 135, a bill to amend Section 1126 of the Consolidated Statutes, relating to sales of corporate property.

Referred to Committee on Judiciary No. 1.

By Senator Folger: S. B. 136, a bill to amend Chapter 423 of the Public Local Laws of 1935 and to provide additional means for the collection of taxes in Surry County.

Referred to Committee on Finance.

By Senator Hatcher: S. B. 137, a bill to amend the Labor Laws relating to mines and quarries.

Referred to Committee on Manufacturing, Labor and Commerce.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 42, a bill to increase the Board of Commissioners of Duplin County to five members, providing for districts, from which members of the Board of Commissioners shall be elected and the fixing the salaries of Commissioners of Duplin County effective the first Monday in December, 1940.

Referred to Committee on Judiciary No. 2.

H. B. 186, a bill to repeal the charter of the Town of Abbotsburg in Bladen County.

Referred to Committee on Counties, Cities and Towns.

H. B. 195, a bill to validate $37,000, Town of Winterville, North Carolina, water and sewer bonds.

Referred to Committee on Finance.

H. B. 210, a bill relative to the appointment of a school board for the Asheville local tax school district, and defining its powers and duties.

Referred to Committee on Education.

H. B. 220, a bill to require the Sheriff of Currituck County to appoint a deputy sheriff for Moyock Township in said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 239, a bill to increase the members of the Board of Education for Pasquotank County.

Referred to Committee on Education.

H. B. 245, a bill to authorize the Board of Education of Yadkin County to provide high school education for negroes in said county.

Referred to Committee on Education.

H. B. 288, a bill to amend Section 1443 of the Consolidated Statutes, relative to the courts of Pitt County.

Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 109, a bill to provide for the appointment of a meter adjuster and electrical inspector for Northwest and Town Creek Townships in Brunswick County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered sent to the House of Representatives.

H. B. 100, a bill to amend the charter of the City of Gastonia, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 105, a bill to validate certain bonds for water and sewer system of the Town of Colerain, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 113, a bill to ratify and validate the proceedings of the Town of Louisburg for the issuance of certain bonds of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 134, a bill to amend Chapter 281, Private Laws, 1895, incorporating the Town of Lasker in Northampton County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 212, a bill to authorize and empower Clay County to adjust its indebtedness, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—43.

H. B. 143, a bill to repeal Chapter 660, Public Local Laws of 1927, and validate proceedings relating to the issuance of bonds of Lenoir County, upon second reading.

The amendment offered by the Committee which is held to be material, is adopted, constituting the first reading of the bill, and the bill takes its place on the second reading roll call Calendar.

S. B. 94, a bill to prohibit the manufacture or sale of beer, whiskey, wines, or any other intoxicating or alcoholic beverage within the boundaries of Ivy Township Numbers 1 and 2, Buncombe County, North Carolina.

Upon motion of Senator Joyner, the bill is re-referred to the Committee on Finance.

H. B. 180, a bill to amend Section 1443 of the Consolidated Statutes, with respect to the Superior Courts of Union County so as to make the May term thereof a mixed term.

Passes its second and third readings and is ordered enrolled.

H. B. 251, a bill to authorize the County Commissioners of Wayne County to turn into the general fund all taxes collected for the year 1930, and all prior years.

Passes its second and third readings and is ordered enrolled.

H. B. 255, a bill to amend the charter of the Goldsboro Hospital, as contained in Chapter 74 of the Private Laws of 1903.

Passes its second and third readings and is ordered enrolled.

S. B. 70, a bill to amend Section 4579 of the Consolidated Statutes of 1919 to prohibit sheriffs, deputy sheriffs, jailers or relatives of the same from going on bail of prisoners.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 87, a bill to amend Consolidated Statutes 1438, relating to the jurisdiction of resident judges and judges holding the courts of the districts.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 118, a bill to amend the Consolidated Statutes of 1919, Section 7575, fixing the price for land granted in Moore County.

Senator Cogburn offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 135, a bill to amend Section 927 of the Consolidated Statutes, relative to the bonds of clerks of the Superior Court, upon third reading.

The bill passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 104, a bill to amend Section 945 of the Consolidated Statutes of 1919, relative to the attendance of clerks of the Superior Courts at their offices.

Senator Taylor offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 122, a bill to permit the residents of Bladen County to have the privilege of hunting and fishing in that part of Robeson County known and

designated as "The Big Swamp" without being required to purchase a state hunting or fishing license for the privilege of so doing.

Passes its second and third readings and is ordered enrolled.

H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County Farm to the State Highway and Public Works Commission for the completion of their sentences.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday night at 8 o'clock.

THIRTY-FOURTH DAY

SENATE CHAMBER,
Saturday, February 11, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 118, a bill to amend the Consolidated Statutes of 1919, Section 7575, fixing the price of land granted in Moore County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2.

S. B. 15, a bill to amend Chapter 228 of the Public Laws of 1933 and Chapter 432 of the Public Laws of 1937, relating to failure to support illegitimate children, with an unfavorable report.

S. B. 33, a bill to confer jurisdiction on general county courts in bastardy proceedings, with an unfavorable report.

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937 and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gregory: S. R. 138, a joint resolution for the suitable observance of "Flag Week."

Referred to Committee on Military Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 148, a bill to prohibit public dances between the hours of midnight Saturday night and midnight Sunday night, or at any time on Sundays in Currituck County.

Referred to Committee on Counties, Cities and Towns.

H. B. 158, a bill for the relief of Roy Edward Fisher, former State Highway Patrolman, for injuries received in line of duty.

Referred to Committee on Judiciary No. 2.

H. B. 171, a bill to amend Chapter 32 of the Private Laws of 1895, relating to the charter of the Town of Guilford College in Guilford County.

Referred to Committee on Education.

H. B. 209, a bill providing for the care of the grounds surrounding the home of Nathaniel Macon and also the grave of Anne Carter Lee in Warren County.

Referred to Committee on Judiciary No. 2.

H. B. 238, a bill to provide a constable for Washington County, to prescribe his powers and duties.

Referred to Committee on Judiciary No. 2.

H. B. 260, a bill to make the prosecuting attorney of the Recorder's Court of Pasquotank County, Assistant Solicitor to the Superior Court of Pasquotank County.

Referred to Committee on Courts and Judicial Districts.

H. B. 267, a bill to place the jail of Bladen County under the supervision and control of the Board of County Commissioners, to provide for the hours which the clerk of the Superior Court's office shall remain open and to fix the witness fee which shall be paid to peace officers in said county.

Referred to Committee on Judiciary No. 2.

H. B. 274, a bill to make photostatic copies of maps, plats and other drawings, a part of the permanent records of Duplin County, and for other purposes.

Referred to Committee on Judiciary No. 1.

H. B. 290, a bill to relieve E. H. Murray, former Clerk of the Superior Court, Alamance County, from payment of funds stolen by court house janitor.

Referred to Committee on Judiciary No. 1.

H. B. 294, a bill to amend Chapter 113, Private Laws 1903, as amended by Chapter 130, Private Laws 1935, relating to jurisdiction of the mayor and police of the Town of Brevard.

Referred to Committee on Counties, Cities and Towns.

H. B. 296, a bill regulating the fees payable to the sheriff for prisoners in Richmond County.

Referred to Committee on Salaries and Fees.

S. B. 76, a bill to provide for the collection of certain escheats and the custody thereof, for concurrence in the House amendments.

Upon motion of Senator Joyner, the Senate concurs in the House amendments, and the bill is ordered enrolled.

H. R. 314, a joint resolution inviting the Honorable Robert Rice Reynolds, United States Senator from North Carolina, to address a Joint Session of the General Assembly.

Upon motion of Senator Joyner, the rules are suspended and the bill is placed on its immediate readings.

Passes its second and third readings and is ordered enrolled.

The President appoints as a Committee on the part of the Senate to act with a like Committee on the part of the House of Representatives to escort Senator Reynolds to the Hall of the House to address a Joint Session, Senators Curtis and Joyner, and a message is ordered sent to the House of Representatives informing that Body of such action.

Upon motion of Senator Hatcher, the Senate adjourns to meet Monday evening at 8 o'clock.

THIRTY-FIFTH DAY

SENATE CHAMBER,
Monday, February 13, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President extends the courtesies of the floor to Mrs. Clyde R. Hoey, wife of His Excellency, Governor Clyde R. Hoey.

Upon motion of Senator Larkins, the courtesies of the floor are extended to Mrs. J. H. Separk, wife of Senator Separk of Gaston County.

Upon motion of Senator Bain, J. Hicks Corey, Jr., nephew of Senator Corey of Pitt County, is made an honorary page of the Senate.

Upon motion of Senator Taylor, the courtesies of the floor are extended to former Congressman L. D. Robinson of Anson County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to Congressman Harold D. Cooley of Nash County.

The President extends the courtesies of the floor to former Senator A. Hall Johnston of Buncombe County.

Upon motion of Senator Rodman, the courtesies of the floor are extended to former Senator Carl L. Bailey of Washington County.

Upon motion of Senator Morphew, the courtesies of the floor are extended to former Representative Harry P. Cooper and Mrs. Cooper of Cherokee County.

Upon motion of Senator Sutton, S. B. 43, a bill to authorize the Utilities Commissioner to protect the United States from claims for damages to oyster beds in New River under certain conditions, is recalled from the House of Representatives, for further consideration by the Senate.

Upon motion of Senator Gray, H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County farm to the State Highway and Public Works Commission for the completion of their sentences, is recalled from the Enrolling Office and the vote by which it passed its third reading is reconsidered, and the bill is placed upon the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

S. B. 92, a bill to prohibit the manufacture, possession for sale of any intoxicating liquors, wine or beer within the boundaries of Avery and Madison Counties, with an unfavorable report.

S. B. 136, a bill to amend Chapter 423 of the Public Local Laws of 1935 and to provide additional means for the collection of taxes in Surry County, with a favorable report.

H. B. 195, a bill to validate thirty-seven thousand ($37,000) dollars, town of Winterville, North Carolina, water and sewer bonds, with a favorable report.

By Senator Corey, for the Committee on Propositions and Grievances:

H. B. 147, a bill to regulate the operation of pool rooms in Currituck County, with a favorable report.

H. B. 261, a bill to permit the Town Commissioners of Wendell, North Carolina, to disinter and remove all bodies from cemetery situated on east side of Selma road between Highway No. 64 and railroad right-of-way in town of Wendell, with a favorable report.

H. B. 202, a bill to amend Chapter 43 of the Public Laws of 1909, relative to recording fees and to fix the recording fees for the Register of Deeds office of Catawba County, with a favorable report.

H. B. 193, a bill to authorize County Board of Education of Currituck County to dedicate certain land owned by it for public purposes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Graham: S. B. 139, a bill to amend Article II of the Constitution of North Carolina, providing for quadrennial meetings of the General Assembly and quadrennial elections of members thereof.

Referred to Committee on Constitutional Amendments.

By Senator Gardner: S. B. 140, a bill relative to the powers and duties of Grand Juries.

Referred to Committee on Judiciary No. 2.

By Senator Cogburn: S. B. 141, a bill to repeal Chapter 155 of the Public Laws of 1935, being "An act to regulate and control the practice of photography."

Referred to Committee on Judiciary No. 2.

By Senator Jewell: S. B. 142, a bill to require the Seaboard Air Line Railroad to provide watchmen or other safety measures at various crossings in the town of Hamlet.

Referred to Committee on Railroads.

By Senator Gold: S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be pulished.

Referred to Committee on Judiciary No. 1.

By Senators Larkins and Palmer: S. B. 144, a bill to define, license and regulate the business of making loans in the amount or value of $300.00 or less.

Referred to Committee on Banking and Currency.

By Senator Wellons: S. B. 145, a bill to regulate the grand jury in Johnston County.

Referred to Committee on Judiciary No. 1.

By Senator Wellons: S. B. 146, a bill to amend Chapter 269 of the Public Local Laws of 1911, relating to the Recorder's Court of Johnston County.

Referred to Committee on Judiciary No. 1.

By Senator Morphew: S. B. 147, a bill regulating the allocation and disbursement of State Highway funds to the various counties of the State.

Referred to Committee on Public Roads.

By Senators Umstead, Council, Thomas, and Spruill: S. B. 148, a bill to authorize the sale and shipment of intoxicating alcoholic beverages into dry counties, and to empower the State Alcoholic Beverage Control Board to set up and maintain warehouses for that purpose.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 102, a bill to license and regulate the operation of road houses, cabin camps, tourist camps, public dance halls and tourist homes in this State.

Referred to Committee on Judiciary No. 2.

H. B. 145, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep or other property in Wayne County.

Referred to Committee on Judiciary No. 1.

H. B. 264, a bill to regulate the election of the mayor and aldermen of the town of Andrews, Cherokee County.

Referred to Committee on Election Laws.

H. B. 315, a bill relating to hunting and fishing in Alamance County.

Referred to Committee on Conservation and Development.

H. B. 316, a bill to provide for the extension of the term of office of Register of Deeds of Graham County.

Referred to Committee on Judiciary No. 1.

H. B. 324, a bill to amend Section 6054 of Volume 3 of the Consolidated Statutes, placing Clay County under provision of the State-wide Primary Law.

H. B. 326, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to the courts in Clay County.

Referred to Committee on Courts and Judicial Districts.

HOUSE OF REPRESENTATIVES,
Saturday, February 11, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the Speaker has appointed as a Committee on the part of the House, pursuant to H. R. 314, a joint resolution inviting the Honorable Robert Rice Reynolds, United States Senator from North Carolina, to address a Joint Session of the General Assembly, Messrs. Tompkins, Hatch and Long, to act with a like Committee appointed by the Senate to escort Senator Reynolds to the Hall of the House for Joint Session.

Respectfully,
W. A. BAKER,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 35, a bill to prohibit units of government engaging in business in competition with taxpaying citizens.

Senator Gray offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County farm to the State Highway and Public Works Commission for the completion of their sentences.

Upon motion of Senator Gray, action on the bill is deferred until Thursday, February 16, 1939.

H. B. 212, a bill to authorize and empower Clay County to adjust its indebtedness, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey,

Council, Cowles, Curtis, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 143, a bill to repeal Chapter 660, Public Local Laws of 1927, and validate proceedings relating to the issuance of bonds of Lenoir County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 157, a bill to authorize the creation of a school district and for the levy of taxes within such district for the purpose of acquiring, erecting, enlarging, altering, equipping and operation of the schools therein, in Greene County, upon second reading.

The amendment offered by the Committee, which is held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 179, a bill to repeal Section 9 of Chapter 231 of the Public Local Laws of 1927, relative to the issuance of bonds of Randolph County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher Hughes, Jewell, Larkins, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—44.

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy.

The substitute offered by the Committee is adopted.

Senator Cogburn offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Folger to its third reading, the bill remains upon the Calendar.

S. B. 75, a bill to define and prohibit unfair sales, to provide remedies and to impose penalties for the violation of the provisions thereof.

Upon motion of Senator Eagles, action on the bill is deferred until tomorrow.

S. B. 89, a bill to provide for the disposition of motions wherein under the present law the judge is disqualified.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 115, a bill to amend Chapter 277 of the Public Laws of 1933, relating to removal of cases in courts of justices of peace.

Senator Sutton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 117, a bill to amend Chapter 103 of the Public Laws of 1931 regarding alternate jurors.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 123, a bill relating to the issuance and service of summons by inferior courts.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 124, a bill to amend Consolidated Statutes 8004, relating to attachment and garnishment proceedings and the collection of taxes.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 126, a bill to provide for the collection of certain escheats and the custody thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 139, a bill to provide for special judges in North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 189, a bill to amend Chapter 243 of the Public Laws of 1935, as amended by Chapter 422 of the Public Laws of 1937, relative to service of summons in adoption proceedings.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTY-SIXTH DAY

SENATE CHAMBER,
Tuesday, February 14, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hatcher, the courtesies of the floor are extended to Honorable B. F. Williams and Mrs. Williams of Caldwell County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Miss Louise Berry of Durham County.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator George McNeil of Cumberland County.

Upon motion of Senator Rodman, the courtesies of the floor are extended to Congressman Lindsay D. Warren and Mrs. Warren of the first Congressional District.

Upon motion of Senator Gold, S. B. 80, a bill to amend the North Carolina Workman's Compensation Act as to deputy sheriffs, is taken from the Committee on Judiciary No. 1, and is re-referred to the Committee on Unemployment Compensation.

Upon motion of Senator Hatcher, H. B. 209, a bill providing for the care of the grounds surrounding the home of Nathaniel Macon and also the grave of Anne Carter Lee in Warren County, is taken from the Committee on Judiciary No. 2, and is re-referred to the Committee on Public Roads.

Upon motion of Senator Joyner, H. B. 47, a bill to amend Chapter 326 of the Private Laws of 1905, relating to the sale of intoxicating beverages in the college town of Mars Hill in Madison County, is taken from the Committee on Judiciary No. 2, and re-referred to the Committee on Finance.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 314, a joint resolution inviting the Honorable Robert Rice Reyonlds, United States Senator from North Carolina, to address a Joint Session of the General Assembly.

S. B. 32, an act to amend Section 3326, Consolidated Statutes by permitting assistant secretaries of corporations to attest corporate conveyances.

S. B. 64, an act relative to jury trials in recorder's courts in Montgomery County.

S. B. 67, an act to amend Chapter 210 of the Public Laws of 1933, as amended, creating the North Carolina State Bar.

S. B. 69, an act to amend Chapter 32 of the Public Local Laws of 1935, relating to the Port Commission for the city of Southport and the county of Brunswick.

S. B. 76, an act to provide for the collection of certain escheats and the custody thereof.

S. B. 83, an act to amend Chapter 548 of the Public Local Laws of 1935.

H. B. 65, an act to repeal Chapter 34 of the Public Local Laws of 1937, creating a jury commission for the county of Macon.

H. B. 66, an act to fix the term of office of certain county officials of Henderson County and the salary of an assistant clerk of Superior Court.

H. B. 100, an act to amend the Charter of the city of Gastonia, North Carolina.

H. B. 105, an act to validate certain bonds for water and sewer system of the town of Colerain.

H. B. 113, an act to ratify and validate the proceedings of the town of Louisburg for the issuance of certain bonds of said town.

H. B. 119, an act authorizing the Board of Commissioners of Person County to revalue real estate in said county in the year 1939.

H. B. 122, an act to permit the residents of Bladen County to have the privilege of hunting and fishing in that part of Robeson County known and designated as "The Big Swamp" without being required to purchase a state hunting or fishing license for the privilege of so doing.

H. B. 125, an act to validate certain conveyances of corporations from which corporate seal was omitted.

H. B. 134, an act to amend Chapter 281, Private Laws, 1895, incorporating the town of Lasker, in Northampton County.

H. B. 164, an act to exempt members of firemen's organizations in Pamlico County from payment of poll tax fees.

H. B. 169, an act to validate certain sales of real and personal property made by sheriffs and others under execution and orders of court.

H. B. 172, an act providing for rotating Grand Juries applicable to the Superior Courts of Catawba County.

H. B. 180, an act to amend Section 1443 of the Consolidated Statutes with respect to the Superior Courts of Union County so as to make the May term thereof a mixed term.

H. B. 181, an act to restore exclusive original jurisdiction of misdemeanors in the Recorder's Court of Union County and the right to trial by a jury therein.

H. B. 197, an act to repeal Chapter 152 of the Public Local Laws of 1931, relating to the Board of County Commissioners of Pitt County.

H. B. 211, an act to amend Section 2334 of the Consolidated Statutes, relating to the Grand Jury for Lincoln County.

H. B. 213, an act to amend Chapter 55 of the Private Laws of 1893, relating to the town of Hampton to reduce the number of commissioners and provide for their election to office.

H. B. 216, an act to repeal Chapter 239, and all amendments thereto, of the Public Local Laws of 1933, creating a Tax Commission for Cherokee County.

H. B. 224, an act to extend the time of office for the Board of County Commissioners of Graham County to four years.

H. B. 251, an act to authorize the County Commissioners of Wayne County to turn into the general fund all taxes collected for the year 1930, and all prior years.

H. B. 255, an act to amend the charter of the Goldsboro Hospital, as contained in Chapter 74 of the Private Laws of 1903.

H. B. 184, an act to prohibit the operation of pool rooms, dance halls and billiard parlors in Pasquotank County on Sunday.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 35, a bill to prohibit units of government engaging in business in competition with tax-paying citizens.

S. B. 115, a bill to amend Chapter 277 of the Public Laws of 1933, relating to removal of cases in courts of Justices of Peace.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 131, a bill to amend Section 1181, relating to the domestication tax on foreign corporations, with a favorable report.

S. B. 132, a bill to amend Section 1161 of the Consolidated Statutes of North Carolina, relating to decrease of capital stock of corporations, with a favorable report.

S. B. 133, a bill to amend Section 1114 (1) of the Consolidated Statutes of North Carolina, as amended by Chapter 166 of the Public Laws of 1935, relating to the name of domestic corporations, with a favorable report.

S. B. 31, a bill to make the provisions of Chapter 343, Public Laws of 1929, and Chapter 221, Public Laws of 1931, apply to Buncombe County, with an unfavorable report.

H. B. 158, a bill for the relief of Roy Edward Fisher, former State Highway Patrolman, for injuries received in line of duty, with a favorable report.

H. B. 238, a bill to provide a constable for Washington County and to prescribe his powers and duties, with a favorable report.

S. B. 140, a bill relative to the powers and duties of Grand Juries, with a favorable report.

H. B. 42, a bill to increase the Board of Commissioners of Duplin County to five members; providing for districts, from which members of the Board of Commissioners shall be elected, and fixing the salaries of Commissioners of Duplin County effective the first Monday in December, 1940, with a favorable report.

H. B. 88, a bill to require a report of judicial sales and sales by mortgagees and trustees to be filed in the office of the clerk of the Superior Court within five days from the date thereof, with a favorable report, as amended.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 145, a bill to regulate the Grand Jury in Johnston County, with a favorable report.

S. B. 125, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the duties and authority of the State Highway Patrol, with a favorable report.

H. B. 290, a bill to relieve E. H. Murray, former clerk of the superior Court, Alamance County, from payment of funds stolen by the court house janitor, with a favorable report.

H. B. 274, a bill to make photostatic copies of maps, plats and other drawings, a part of the permanent records of Duplin County, and for other purposes, with a favorable report.

H. B. 145, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep or other property in Wayne County, with a favorable report.

S. B. 134, a bill to help train and improve the moral children at Caswell Training School, with a favorable report.

S. B. 74, a bill to amend Chapter 52, Section 12 of the Public Laws of 1935, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 154, a bill regulating the fees of the sheriff and tax collector of Cherokee County, with a favorable report.

S. B. 104, a bill to relieve the Supreme Court from the duty of approving nominations to fill vacancies in the Board of Trustees of Rex Hospital, and from the exercise of original jurisdiction to entertain petitions for an accounting by said trustees, and to transfer said duties to the Superior Court of Wake County, with a favorable report.

H. B. 174, a bill to amend Section 7 of Chapter 260, Public Laws of 1931, relative to records of tax sales certificates, with a favorable report.

S. B. 135, a bill to amend Section 1126 of the Consolidated Statutes, relating to sales of corporate property, with a favorable report.

H. B. 215, a bill to repeal Chapter 109 of the Public Local Laws of 1931, relating to the Grand and Petit Jury of Cherokee County, with a favorable report.

H. B. 316, a bill to provide for the extension of the term of office of Register of Deeds of Graham County, with a favorable report.

H. B. 249, a bill to extend the terms of office of Register of Deeds in Macon County to four years, with a favorable report.

S. B. 146, a bill to amend Chapter 269 of the Public Local Laws of 1911, relating to the Recorders Court of Johnston County, with a favorable report.

H. B. 41, a bill to amend Section 4156 of the Consolidated Statutes of North Carolina, by striking out said Section and substituting a new Section in lieu thereof, with a favorable report.

By Senator Bain, for the Committee on Military Affairs:

S. R. 138, a joint resolution for the suitable observance of "Flag Week," with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Curtis: S. B. 149, a bill to regulate land surveying in Buncombe County.

Referred to Committee on Judiciary No. 1.

By Senator Bellamy: S. B. 150, a bill to amend Chapter 21 of the Private Laws of 1935, relative to the charter of the town of Carolina Beach.

Referred to Committee on Counties, Cities and Towns.

By Senators Lumpkin, Eagles and Frink: S. R. 151, a resolution petitioning the North Carolina delegation in Congress of the United States for an investigation of the administration of the Federal Housing Act and its operations in North Carolina.

Upon motion of Senator Lumpkin, the resolution is taken up for immediate consideration.

The resolution is adopted.

By Senator Eagles: S. B. 152, a bill relating to the disposition of surplus funds remaining after payment of certain Wilson Township Road Bonds.

Referred to Committee on Finance.

By Senator Long: S. B. 153, a bill to amend Chapter 149, Public Laws, 1931, known as Consolidated Statute 7064, relating to organization of county boards of health.

Referred to Committee on Finance.

By Senator Council: S. B. 154, a bill to amend Section 5337 of the Consolidated Statutes of 1919, Volume 2, in regard to appointing Drainage Commissioners for Columbus County and to adjust the boundaries thereof.

Referred to Committee on Counties, Cities and Towns.

By Senator Council: S. B. 155, a bill to authorize the use of Lake Waccamaw in Columbus County by the Federal Government as a hydroplane base.

Referred to Committee on Judiciary No. 1.

By Senator Corey: S. B. 156, a bill to amend Sections 5300 and 5301 of the Consolidated Statutes of North Carolina, so as to more specifically provide for the organization, providing the name, naming the officers and directors, the authority of directors in making assessments by and under drainage canal corporations and for other purposes.

Referred to Committee on Finance.

By Senator Thomas: S. R. 157, a joint resolution requesting North Carolina Delegation in Congress to secure necessary legislation at this Session of Congress to authorize Board of Engineers or U. S. Army Engineers Corps to make surveys of upper Cape Fear River to determine feasibility of improvements therein.

Referred to Committee on Water Commerce.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 103, a bill to amend Consolidated Statutes, 2099, Volume 1, 1919, relative to the regulation of game animals, game and non-game birds and fish on game preserves in North Carolina.

Referred to Committee on Conservation and Development.

H. B. 188, a bill to make the per diem of the members of the Board of Education of Gates County equal to that of the members of the Board of County Commissioners.

Referred to Committee on Education.

H. B. 263, a bill relating to the jurisdiction, as a court of the mayor of Bryson City, North Carolina.

Referred to Committee on Courts and Judicial Districts.

H. B. 275, a bill relative to payment and adjustment of special assessments heretofore levied by the city of High Point.

Referred to Committee on Finance.

H. B. 276, a bill to amend Section 1443 of the Consolidated Statutes of North Carolina.

Referred to Committee on Courts and Judicial Districts.

H. B. 277, a bill relative to jury trial in Recorders Court in Hyde County.

Referred to Committee on Judiciary No. 1.

H. R. 289, a joint resolution requesting North Carolina delegation in Congress to secure necessary legislation at this Session of Congress to authorize Board of Engineers or U. S. Army Engineers Corps to make surveys of upper Cape Fear River to determine feasibility of improvement therein.

Referred to Committee on Water Commerce.

H. B. 330, a bill to exempt Halifax and Martin Counties from the operation of Section 3316 of the Consolidated Statutes of 1919.

Referred to Committee on Judiciary No. 2.

H. B. 336, a bill to authorize the Board of County Commissioners of Clay County to make adjustments of all unpaid taxes prior to the year 1932.

Referred to Committee on Finance.

House of Representatives,
Monday, February 13, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body advising that pursuant to your request the House is returning herewith S. B. 43, entitled "to authorize the Utilities Commissioner to protect the United States from claims for damage of oyster beds in New River under certain conditions," for further consideration by the Senate.

Respectfully,
W. A. Baker,
Principal Clerk.

Upon motion of Senator Sutton, the vote by which the bill passed its second and third readings is reconsidered, and the bill is placed upon today's second reading roll call Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 143, a bill to repeal Chapter 660, Public Local Laws of 1927, and validate proceedings relating to the issuance of bonds of Lenoir County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

The bill is ordered returned to the House of Representatives, for concurrence in the Senate amendment.

H. B. 157, a bill to authorize the creation of a school district and for the levy of taxes within such district for the purpose of acquiring, erecting, enlarging, altering, equipping and operation of the schools therein in Greene County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

The bill is ordered returned to the House of Representatives, for concurrence in the Senate amendment.

H. B. 179, a bill to repeal Section 9 of Chapter 231 of the Public Local Laws of 1927, relative to the issuance of bonds of Randolph County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

The bill is ordered enrolled.

S. B. 43, a bill to authorize the Utilities Commissioner to protect the United States from claims for damage to oyster beds in New River under certain conditions, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

S. B. 136, a bill to amend Chapter 423 of the Public Local Laws of 1935 and to provide additional means for the collection of taxes in Surry County, upon second reading.

Senator Folger offers an amendment, held to be material, which is adopted, constituting the first reading of the bill and the bill takes its place upon the second reading roll call Calendar.

H. B. 195, a bill to validate thirty-seven thousand ($37,000) dollars town of Winterville, North Carolina, water and sewer bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—47.

H. B. 147, a bill to regulate the operation of pool rooms in Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 193, a bill to authorize the County Board of Education of Currituck County to dedicate certain land owned by it for public purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 202, a bill to amend Chapter 43 of the Public Laws of 1909, relative to recording fees; and fix the recording fees for the Register of Deeds office of Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 261, a bill to permit the Town Commissioners of Wendell, North Carolina, to disinter and remove all bodies from cemetery situated on East side of Selma Road between Highway No. 64 and railroad right-of-way in town of Wendell.

Passes its second and third readings and is ordered enrolled.

S. B. 75, a bill to define and prohibit unfair sales, to provide remedies and to impose penalties for the violation of the provisions thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy.

Upon motion of Senator Folger, action on the bill is deferred until tomorrow.

Upon motion of Senator Ballentine, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTY-SEVENTH DAY

SENATE CHAMBER,
Wednesday, February 15, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Graham, the courtesies of the floor are extended to former Senator B. B. Blackwelder of Catawba County.

Upon motion of Senator Council, the courtesies of the floor are extended to former Senator Walter H. Powell and Honorable F. T. Wooten of Columbus County.

Upon motion of Senator Separk, the courtesies of the floor are extended to former Senator R. Grady Rankin of Gaston County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to the seventh grade of the Wake Forest School in Wake County.

Upon motion of Senator Sutton, Rebecca May Ballentine, daughter of Senator Ballentine, is made an honorary page of the Senate.

Upon motion of Senator Corey, the courtesies of the galleries are extended to the history class of Eastern Carolina Teachers College in Pitt County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 59, an act to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as "The Unemployment Compensation Law."

S. B. 61, an act to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as "The Unemployment Compensation Law."

S. B. 81, an act to validate street and sidewalk assessments in Roanoke Rapids.

H. B. 7, an act to amend the charter of the town of King's Mountain, North Carolina.

H. B. 126, an act to amend Chapter 400, Public Laws of 1937, relating to derelict property.

H. B. 135, an act to amend Section 927 of the Consolidated Statutes, relative to the bonds of clerks of the Superior Court.

H. B. 139, an act to provide for special judges in North Carolina.

H. B. 147, an act to regulate the operation of pool rooms in Currituck County.

H. B. 179, an act to repeal Section 9 of Chapter 231 of the Public Local Laws of 1927, relative to the issuance of bonds of Randolph County.

H. B. 189, an act to amend Chapter 243 of the Public Laws of 1935, as amended by Chapter 422 of the Public Laws of 1937, relative to service of summons in adoption proceedings.

H. B. 193, an act to authorize the County Board of Education of Currituck County to dedicate certain land owned by it for public purposes.

H. B. 202, an act to amend Chapter 43 of the Public Laws of 1909, relative to recording fees; and to fix the recording fees for the Register of Deeds office of Catawba County.

H. B. 212, an act to authorize and empower Clay County to adjust its indebtedness.

H. B. 261, an act to permit the Town Commissioners of Wendell, North Carolina, to disinter and remove all bodies from cemetery situated on East side of Selma Road between Highway No. 64 and railroad right-of-way in town of Wendell.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Larkins, for the Committee on Public Roads:

S. B. 122, a bill relating to barbed wire fences along roads and public highways in Robeson County, North Carolina, with a favorable report.

H. B. 209, a bill providing for the care of the grounds surrounding the home of Nathaniel Macon and also the grave of Anne Carter Lee in Warren County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Price: S. B. 158, a bill to amend Chapter 9 of the Public Laws of 1931, relating to the punishment for obtaining entertainment at hotels and boarding houses so as to make the same apply to Rockingham County.

Referred to Committee on Judiciary No. 2.

By Senator Curtis, by request: S. B. 159, a bill for the relief of Jack Ammons and Marion Ammons.

Referred to Committee on Appropriations.

By Senator Warren: S. B. 160, a bill to permit and instruct the treasurer to pay certain bonds and interest thereon.

Referred to Committee on Finance.

By Senators Bellamy and Council: S. B. 161, a bill to authorize and instruct the Department of Conservation and Development to aid owners of forest land in North Carolina through inspection, instruction and demonstration so that the State's timber supply may be perpetuated.

Referred to Committee on Conservation and Development.

By Senator Bellamy: S. B. 162, a bill to authorize Judges of the Superior Court and Judge of the Recorders Court of New Hanover County to assign thirty day prisoners to be sentenced to work at Greenfield Park under the supervision of the State Highway and Public Works Commission.

Referred to Committee on Judiciary No. 1.

By Senators Bellamy, Bruton and Smith: S. B. 163, a bill to prevent discriminatory taxation of banks chartered under the laws of the State of North Carolina.

Referred to Committee on Finance.

By Senator Bruton: S. B. 164, a bill to amend Section 4390 of the Consolidated Statutes, Volume 1, 1919, relative to the sale of merchandise at or in any of the public schools of this State by any teacher, student, superintendent, principal, or any other employee of any county board of education in this State.

Referred to Committee on Education.

By Senator Wellons, by request: S. B. 165, a bill amending Chapter 179, Public Laws of 1933, as amended by Chapter 54, Public Laws of 1935, it being "An act to regulate the practice of cosmetic art in the State of North Carolina."

Referred to Committee on Judiciary No. 1.

By Senators Clark and Barber: S. B. 166, a bill regulating charitable organizations, institutions, or associations soliciting public aid and individuals soliciting public alms.

Referred to Committee on Public Welfare.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 18, a bill to provide graduate and professional courses for the negroes of North Carolina.

Referred to Committee on Education.

H. B. 233, a bill to prohibit the catching of oysters of less than three inches in size in Pamlico County streams.

Referred to Committee on Conservation and Development.

H. B. 302, a bill to permit regulation of fares or rates for transportation of persons by jitney buses, taxicabs and similar motor vehicles carrying passengers for hire in the city of Asheville, Buncombe County.

Referred to Committee on Judiciary No. 1.

H. R. 356, a joint resolution accepting the invitation from the North Carolina-Virginia unit of the National Cotton Council to hear an address by the Honorable Oscar Johnson, President of the National Cotton Council, at city auditorium on Tuesday, February 21, at 10:30 a. m.

Upon motion of Senator Clark, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Wednesday, February 15, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House has failed to concur in Senate amendment to H. B. 104, entitled "to amend Section 945 of the Consolidated Statutes of 1919, relative to the attendance of clerks of the Superior Court at their office," and asks for a Conference Committee.

For your information, the House has appointed as Conferees on the part of the House to confer with a like Committee appointed by the Senate, to the end that the difference arising may be adjusted, Messrs. Page, Holloman, and Taylor of Wayne.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as Conferees on the part of the Senate, Senators Council and Taylor, and a message is ordered sent to the House of Representatives, informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 195, a bill to validate thirty-seven thousand ($37,000) dollars town of Winterville, North Carolina, water and sewer bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Frink, Gardner, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

S. B. 136, a bill to amend Chapter 423 of the Public Local Laws of 1935 and to provide additional means for the collection of taxes in Surry County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Frink, Gardner, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—45.

S. B. 145, a bill to regulate the Grand Jury in Johnston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 146, a bill to amend Chapter 269 of the Public Local Laws of 1911, relating to the Recorder's Court of Johnston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 42, a bill to increase the Board of Commissioners of Duplin County to five members, providing for districts, from which members of the Board of Commissioners shall be elected and fixing the salaries of Commissioners of Duplin County effective the first Monday in December, 1940.

Passes its second and third readings and is ordered enrolled.

H. B. 154, a bill regulating the fees of the sheriff and tax collector of Cherokee County.

Passes its second and third readings and is ordered enrolled.

H. B. 215, a bill to repeal Chapter 109 of the Public Local Laws of 1931, relating to the grand and petit jury of Cherokee County.

Passes its second and third readings and is ordered enrolled.

H. B. 238, a bill to provide a constable for Washington County and to prescribe his powers and duties.

Passes its second and third readings and is ordered enrolled.

H. B. 249, a bill to extend the terms of office of Register of Deeds in Macon County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 274, a bill to make photostatic copies of maps, plats and other drawings, a part of the permanent records of Duplin County, and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 290, a bill to relieve E. H. Murray, former Clerk of the Superior Court, Alamance County, from payment of funds stolen by the court house janitor.

Passes its second and third readings and is ordered enrolled.

H. B. 316, a bill to provide for the extension of the term of office of Register of Deeds of Graham County.

Passes its second and third readings and is ordered enrolled.

S. B. 43, a bill to authorize the Utilities Commissioner to protect the United States from claims for damage to oyster beds in New River under certain conditions, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Frink, Gardner, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered sent to the House of Representatives.

S. B. 131, a bill to amend Section 1181, relating to the domestication tax on foreign corporations, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Frink, Gardner, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—45.

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937 and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy, upon third reading.

Senator Gregory offers an amendment which is adopted.

Upon motion of Senator Cogburn, action on the bill is deferred until tomorrow.

S. B. 74, a bill to amend Chapter 52 of the Public Laws of 1935, relating to the licensing of motor vehicle operators and chauffeurs in this state.

The substitute offered by the committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 104, a bill to relieve the Supreme Court from the duty of approving nominations to fill vacancies in the Board of Trustees of Rex Hospital and from the exercise of original jurisdiction to entertain petitions for an accounting by said trustees, and to transfer said duties to the Superior Court of Wake County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 125, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the duties and authority of the State Highway Patrol.

The bill passes its second reading.

Senator Gold objects to the third reading of the bill and upon his motion the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 132, a bill to amend Section 1161 of the Consolidated Statutes of North Carolina, relating to decrease of capital stock of corporations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 133, a bill to amend Section 1114 (1) of the Consolidated Statutes of North Carolina, as amended by Chapter 166 of the Public Laws of 1935, relating to the name of domestic corporations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 134, a bill to help train and improve the moral children at Caswell Training School.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 135, a bill to amend Section 1126 of the Consolidated Statutes, relating to sales of corporate property.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 138, a joint resolution for the suitable observance of "Flag Week."

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 140, a bill relative to the powers and duties of grand juries.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 41, a bill to amend Section 4156 of the Consolidated Statutes of North Carolina by striking out said section and substituting a new section in lieu thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 88, a bill to require a report of judicial sales and sales by mortgagees and trustees to be filed in the office of the Clerk of the Superior Court within five days from the date thereof.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 158, a bill for the relief of Roy Edward Fisher, former State Highway Patrolman, for injuries received in line of duty.

Passes its second and third readings and is ordered enrolled.

H. B. 174, a bill to amend Section 7 of Chapter 260, Public Laws of 1931, relative to records of tax sale certificates.

Senator Hughes offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTY-EIGHTH DAY

SENATE CHAMBER,
Thursday, February 16, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his

motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Taylor, the courtesies of the galleries are extended to Mrs. Joe L. Blythe, Mrs. H. F. Wolfe and Mrs. F. J. Blythe, all of Charlotte, and Mrs. Benjamine W. Ingram of Wadesboro.

Upon motion of Senator Price, the courtesies of the floor are extended to Honorable J. O. Thomas of Rockingham County.

Upon motion of Senator Boyette, the courtesies of the galleries are extended to Mrs. R. A. McIntyre, Mrs. Stephen McIntyre, Sr., Mrs. Stephen McIntyre, Jr., and Miss Lillian McIntyre, all of Lumberton, and Mrs. Maude Kaufman of Lykens, Pennsylvania.

Upon motion of Senator Warren, the courtesies of the floor are extended to Honorable George A. Anderson of Caswell County.

Upon motion of Senator Bruton, the courtesies of the floor are extended to former Senator Charles A. Armstrong of Montgomery County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Honorable J. N. Vann of Hertford County.

Upon motion of Senator Barber, the courtesies of the floor are extended to Mrs. W. P. Horton of Chatham County and Mrs. Foule Mendenhall and Mrs. Hilda West, both of Guilford County.

Upon motion of Senator Frink, the courtesies of the galleries are extended to the senior class of the Bladenboro High School of Bladen County.

Upon motion of Senator Eagles, the courtesies of the floor are extended to Honorable F. W. Boswell of Wilson County.

Upon motion of Senator Price, the courtesies of the floor are extended to Honorable Ralph Scott of Stokes County, Solicitor of the 21st Judicial District.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Mrs. W. Erskine Smith, wife of Senator Smith of Stanly County.

Upon motion of Senator Gold, H. B. 290, a bill to relieve E. H. Murray, former Clerk of the Superior Court, Alamance County, from payment of funds stolen by the court house janitor, is recalled from the Enrolling Office and placed upon the Calendar.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 356, a joint resolution accepting the invitation from the North Carolina-Virginia Unit of the National Cotton Council to hear an address by the Honorable Oscar Johnson, President of the National Cotton Council, at city auditorium on Tuesday, February 21, at 10:30 a. m.

S. B. 21, an act to protect agricultural fairs in Lenoir County against unfair competition of carnivals and circuses.

S. B. 96, an act to regulate the election of the mayor and commissioners of the town of Warrenton, Warren County.

S. B. 126, an act to extend the terms of office of the Board of County Commissioners of Lincoln County and the County Surveyor of Lincoln County to four years.

H. B. 41, an act to amend Section 4156 of the Consolidated Statutes of North Carolina by striking out said section and substituting a new section in lieu thereof.

H. B. 42, an act to increase the Board of Commissioners of Duplin County to five members; providing for districts from which members of the Board of Commissioners shall be elected, and fixing the salaries of Commissioners of Duplin County effective the first Monday in December, 1940.

H. B. 154, an act regulating the fees of the sheriff and tax collector of Cherokee County.

H. B. 158, an act for the relief of Roy Edward Fisher, former State Highway Patrolman, for injuries received in line of duty.

H. B. 195, an act to validate thirty-seven thousand ($37,000) dollars town of Winterville, North Carolina, water and sewer bonds.

H. B. 215, an act to repeal Chapter 109 of the Public Local Laws of 1931, relating to the grand and petit jury of Cherokee County.

H. B. 238, an act to provide a constable for Washington County and to prescribe his powers and duties.

H. B. 249, an act to extend the terms of office of Register of Deeds in Macon County to four years.

H. B. 274, an act to make photostatic copies of maps, plats and other drawings, a part of the permanent records of Duplin County, and for other purposes.

H. B. 316, an act to provide for the extension of the term of office of Register of Deeds of Graham County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

H. B. 336, a bill to authorize the Board of County Commissioners of Clay County to make adjustments of all unpaid taxes prior to the year 1932, with a favorable report.

H. B. 275, a bill relative to payment and adjustment of special assessments heretofore levied by the city of High Point, with a favorable report.

H. B. 203, a bill to prohibit the operation of moving picture shows, pool tables and the sale of wine and/or beer in Yadkin County on Sunday, with a favorable report.

H. B. 160, a bill to abolish the office of tax collector in Pamlico County and to provide for the collection of taxes by the sheriff of said county, with a favorable report, as amended.

S. B. 152, a bill relating to the disposition of surplus funds remaining after payment of certain Wilson Township road bonds, with a favorable report.

S. B. 153, a bill to amend Chapter 149, Public Laws, 1931, known as Consolidated Statute 7064, relating to organization of county boards of health, with a favorable report, as amended.

By Senator Austin, for the Committee on Library:

S. B. 114, a bill to provide for supplying the Library of Congress with copies of Session Laws and other state publications, with a favorable report.

H. B. 227, a bill to establish a law library in Rutherford County, with a favorable report.

By Senator Folger, for the Committee on Education:

H. B. 245, a bill to authorize the Board of Education of Yadkin County to provide high school education for negroes in said county, with a favorable report.

H. B. 188, a bill to make the per diem of the members of the Board of Education of Gates County equal to that of the members of the Board of County Commissioners, with a favorable report.

H. B. 156, a bill to permit the County Board of Education of Sampson County to exchange a part of the Concord School site for lands adjacent to the school building, with a favorable report.

H. B. 175, a bill to permit the Board of Education of Sampson County to lease the teacherage at Halls School in said county, with a favorable report.

H. B. 210, a bill relative to the appointment of a school board for the Asheville local tax school district, and defining its powers and duties, with a favorable report.

H. B. 171, a bill to amend Chapter 32 of the Private Laws of 1895, relating to the charter of the town of Guilford College in Guilford County, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 155, a bill to authorize the use of Lake Waccamaw in Columbus County by the Federal Government as a hydroplane base, with a favorable report.

S. B. 162, a bill to authorize judges of the Superior Court and judge of the Recorder's Court of New Hanover County to assign thirty day prisoners to be sentenced to work at Greenfield Park in New Hanover County under the supervision of the State Highway and Public Works Commission, with a favorable report.

S. B. 149, a bill to regulate land surveying in Buncombe County, with a favorable report.

H. B. 36, a bill to amend Section 487 of the Consolidated Statutes of North Carolina, relating to service of summons by publication and prescribing the time allowed defendant to answer or demur, with a favorable report.

H. B. 277, a bill relative to jury trial in Recorder's Court in Hyde County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gibbs: S. B. 167, a bill relating to the allocation of the law enforcement fund receipts from alcoholic beverages control stores in Warren County.

Referred to Committee on Judiciary No. 2.

By Senator Boyette: S. B. 168, a bill to authorize life imprisonment in lieu of the death penalty in capital cases, when recommended by the trial jury, and approved by the judge.

Referred to Committee on Judiciary No. 2.

By Senator Joyner: S. B. 169, a bill for the protection of owners and operators of motor vehicles against suits for damages by dependent relatives.

Referred to Committee on Judiciary No. 2.

By Senator Gray: S. B. 170, a bill to amend Chapter 155, Public Laws of 1935, being "An act to regulate and control the practice of photography so as to redefine the practice of photography and to exempt therefrom certain photographs sold to newspapers and amateur photographers occasionally selling photographs."

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 225, a bill to regulate the sale of nursery stock where guarantees are made.

Referred to Committee on Agriculture.

H. B. 308, a bill validating proceedings heretofore adopted by Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect.

Referred to Committee on Finance.

H. B. 309, a bill validating proceedings heretofore adopted by the city of Asheville, Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said city, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect.

Referred to Committee on Finance.

H. B. 328, a bill to amend Chapter 122, Public Local Laws of 1937, relative to the salary of the mayor and the board of aldermen of the town of Waynesville, North Carolina.

Referred to Committee on Salaries and Fees.

H. B. 334, a bill to repeal Chapter 418 of the Public Laws of 1937, relative to Sunday sales in Johnston County.

Referred to Committee on Judiciary No. 1.

H. B. 340, a bill validating certain acts of the board of county commissioners of Catawba County.

Referred to Committee on Counties, Cities and Towns.

H. B. 355, a bill to amend Section 1244 of the Consolidated Statutes, so as to allow the clerk of the Superior Court of Nash County to apportion the cost in tax foreclosure suits in Nash County.

Upon motion of Senator Lumpkin, the rules are suspended, and the bill is placed upon its immediate readings.

Senator Lumpkin offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 136, a bill to amend Chapter 423 of the Public Local Laws of 1935 and to provide additional means for the collection of taxes in Surry County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Warren, Watkins, Wellons,—44.

The bill is ordered engrossed.

S. B. 122, a bill relating to barbed-wire fences along roads and public highways in Robeson County, North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 145, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep or other property in Wayne County.

Senator Wellons offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 131, a bill to amend Section 1181, relating to the domestication tax on foreign corporations.

Upon motion of Senator Bellamy, action on the bill is deferred until tomorrow.

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy.

Upon motion of Senator Cogburn, the vote by which the amendment offered by himself was previously adopted is reconsidered and the amendment is withdrawn.

Senator Cogburn offers a second amendment.

Upon motion of Senator Gregory, action on the bill is deferred until tomorrow.

H. B. 209, a bill providing for the care of the grounds surrounding the home of Nathaniel Macon and also the grave of Anne Carter Lee in Warren County.

Passes its second and third readings and is ordered enrolled.

H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County farm to the State Highway and Public Works Commission for the completion of their sentences.

Upon motion of Senator Gray, the bill is taken from the Calendar and rereferred to the Committee on Penal Institutions.

Upon motion of Senator Ballentine, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTY-NINTH DAY

SENATE CHAMBER,
Friday, February 17, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Corey, the courtesies of the floor are extended to Dr. Paul E. Jones, Chairman of the Democratic Executive Committee of Pitt County.

Upon motion of Senator Boyette, the courtesies of the galleries are extended to Mrs. P. P. McCain and Mrs. Bell of Moore County.

Upon motion of Senator Graham, the courtesies of the floor are extended to Mrs. B. B. Blackwelder, wife of former Senator Blackwelder of Catawba County.

Upon motion of Senator Gibbs, the courtesies of the floor are extended to former Senator Archie C. Gay of Northampton County.

Upon motion of Senator Price, the courtesies of the galleries are extended to the seventh grade of Sadler School and its teacher, Mr. Marvin Gunn, of Rockingham County.

Upon motion of Senator Cogburn, the courtesies of the floor are extended to Mr. Frank M. Davis of Haywood County.

Upon motion of Senator Separk, the courtesies of the galleries are extended to the seventh grade of Lowell School and its teacher, Miss Mary Grant Griffin of Gaston County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mrs. Buchanan, mother of Senate page Marcellus Buchanan of Jackson County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 86, an act to repeal Chapter 358 of the Public Local Laws of North Carolina, Session 1937, with respect to regulating the application of profits accruing to the county from the liquor stores operated in Pasquotank County.

S. B. 117, an act to amend Chapter 103 of the Public Laws of 1931, regarding alternate jurors.

H. B. 88, an act to require a report of judicial sales and sales by mortgagees and trustees to be filed in the office of the clerk of the Superior Court within five days from the date thereof.

H. B. 157, an act to authorize the creation of a school district and for the levy of taxes within such district for the purpose of acquiring, erecting, enlarging, altering, equipping and operation of the schools therein in Greene County.

H. B. 174, an act to amend Section 7 of Chapter 260, Public Laws of 1931, relative to records of tax sale certificates.

H. B. 209, an act providing for the care of grounds surrounding the home of Nathaniel Macon and also the grave of Anne Carter Lee in Warren County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 136, a bill to amend Chapter 423 of the Public Local Laws of 1935 and to provide additional means for the collection of taxes in Surry County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 158, a bill to amend Chapter 9 of the Public Laws of 1931, relating to the punishment for obtaining entertainment at hotels and boarding houses so as to make the same apply to Rockingham County, with a favorable report.

S. B. 167, a bill relating to the allocation of the law enforcement fund receipts from alcoholic beverages control stores in Warren County, with a favorable report.

H. B. 330, a bill to exempt Halifax and Martin Counties from the operation of Section 3316 of the Consolidated Statutes of 1919, with a favorable report.

S. B. 45, a bill to protect creditors residing in North Carolina, in the removal of assets of a non-resident decedent, with a favorable report, as amended.

By Senator Halstead, for the Committee on Courts and Judicial Districts:

H. B. 276, a bill to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to the terms of Superior Court for Guilford County, with a favorable report.

H. B. 89, a bill to amend Section 5044 of Volume 2, 1919, of the Consolidated Statutes, relative to court costs in juvenile courts, with a favorable report.

H. B. 288, a bill to amend Section 1443 of the Consolidated Statutes, relative to the courts of Pitt County, with a favorable report.

H. B. 260, a bill to make the prosecuting attorney of the Recorder's Court of Pasquotank County Assistant Solicitor to the Superior Court of Pasquotank County, with a favorable report.

H. B. 326, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to the courts in Clay County, with a favorable report.

H. B. 76, a bill to provide for additional terms of civil and criminal court for Randolph County, with a favorable report.

H. B. 187, a bill to provide for the establishment of a county court for Yadkin County with criminal jurisdiction under the provisions of Chapter 89 of the Public Laws of 1931, with a favorable report.

H. B. 176, a bill to amend Section 1443 of the Consolidated Statutes insofar as it relates to the terms of the Superior Court of Hertford County, with a favorable report.

H. B. 263, a bill relating to the jurisdiction as a court of the mayor of Bryson City, North Carolina, with a favorable report.

Upon motion of Senator Morphew, the bill is referred to the Committee on Courts and Judicial Districts.

By Senator Clark, for the Committee on Agriculture:

H. B. 5, a bill to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as the "Pure Seed Law", with a favorable report.

By Senator Long, for the Committee on Public Health:

S. B. 119, a bill to prevent diphtheria, requiring diphtheria immunization of children, with a favorable report, as amended.

By Senator Barber, for the Committee on Public Welfare:

S. B. 38, a bill to amend Section 4445 of Consolidated Statutes of North Carolina, relating to separation of an infant under six months of age from mother, with favorable report.

S. B. 57, a bill to amend Chapter 243, Public Laws of 1935, as amended by Chapter 422, Public Laws of 1937, relating to adoption of minors, with a favorable report.

S. B. 166, a bill regulating charitable organizations, institutions, of associations soliciting public aid and individuals soliciting public alms, with favorable report.

By Senator Taylor, for the Committee on Finance:

S. B. 160, a bill to permit and instruct the treasurer to pay certain bonds and interest thereon, with a favorable report.

H. B. 47, a bill to amend Chapter 326 of the Private Laws of 1905, relating to the sale of intoxicating beverages in the college town of Mars Hill, in Madison County, with a favorable report, as amended.

H. B. 309, a bill validating proceedings heretofore adopted by the city of Asheville, Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said city, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect, with a favorable report.

Upon motion of Senator Curtis, the bill is placed upon today's Calendar.

H. B. 308, a bill validating proceedings heretofore adopted by Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect, with a favorable report.

Upon motion of Senator Curtis, the bill is placed upon today's Calendar.

S. B. 27, a bill to exempt from the sales tax all food used for home consumption and also horses, mules, twine used in making of fish nets and farm implements retailing at less than twenty-five dollars, with an unfavorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 55, a bill to amend Chapter 86 of the Public Laws of 1937, relating to the State Board of Examiners of tile contractors and the licensing of persons engaged in tile contracting business, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 53, a bill to amend Chapter 86 of Public Laws of 1937, relating to tile contractors, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Curtis: S. B. 171, a bill creating a Civil Service Board for the City of Asheville, and defining the duties thereof.

Referred to Committee on Judiciary No. 1.

By Senator Curtis: S. B. 172, a bill to amend Chapter 132 of the Public Local Laws of 1937; to name an Election Board for the city of Asheville.

Referred to Committee on Judiciary No. 1.

By Senator Cogburn: S. B. 173, a bill to repeal Chapter 30 of the Public Laws of 1937, known as an act to regulate the business of cleaning, dyeing and pressing, and to transfer the funds to the general funds of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator Prince: S. B. 174, a bill providing for the extinguishment of any private right to operate any toll road or toll bridge through, in or upon any state-owned lands owned and used by the state as a public park.

Referred to Committee on Conservation and Development.

By Senators Joyner and Ballentine: S. B. 175, a bill to amend Section 4018 of the Consolidated Statutes of 1919, Volume I, as amended, relating to the investment of trust funds.

Referred to Committee on Judiciary No. 2.

By Senator Gold: S. B. 176, a bill to provide for the licensing of cemetery memorial dealers.

Referred to Committee on Judiciary No. 1.

By Senator Watkins: S. B. 177, a bill to validate sales of land for taxes in Granville County.

Referred to Committee on Judiciary No. 1.

By Senator Long: S. B. 178, a bill to provide for adjustment of certain assessments made for paving and street assessments in the town of Scotland Neck and to validate such adjustments heretofore made.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 70, a bill to amend Section 4579 of the Consolidated Statutes of 1919 to prohibit sheriffs, deputy sheriffs, jailers or relatives of the same from going on bail of prisoners, for concurrence in the House amendment.

Upon motion of Senator Gardner, the bill is placed upon the Calendar.

H. B. 347, a bill to amend Section 3420 of Consolidated Statutes of North Carolina, providing for capitalization of a corporation organized to operate a railroad under lease.

Referred to Committee on Judiciary No. 1.

H. B. 137, a bill to repeal Chapter 124 of the Public Local Laws of 1937, creating a Livestock Commission for Macon County and authorizing the Board of County Commissioners to purchase purebred stock.

Referred to Committee on Agriculture.

H. B. 123, a bill to place Caldwell County under the provisions of the state-wide primary law.

Referred to Committee on Election Laws.

H. B. 198, a bill to provide for the nomination and election of the County Commissioners of Perquimans County.

Referred to Committee on Election Laws.

H. B. 237, a bill to regulate the sale of livestock, poultry and cured meats in Washington County.

Referred to Committee on Agriculture.

H. B. 191, a bill fixing the terms of court in Currituck County.

Referred to Committee on Courts and Judicial Districts.

H. B. 339, a bill to amend the charter of the town of Winton, Hertford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 306, a bill to contract the corporate limits of the city of Hickory.

Referred to Committee on Counties, Cities and Towns.

H. B. 327, a bill to amend Chapter 49 of the Public Laws of 1935, relating to public drunkenness in Cherokee County, so as to make the said section applicable to Jackson County.

Referred to Committee on Judiciary No. 2.

H. B. 337, a bill relating to bills of cost in suits for tax foreclosures in Iredell and Rowan Counties.

Referred to Committee on Finance.

H. B. 273, a bill to fix the salary of the coroner of the county of Pasquotank.

Referred to Committee on Salaries and Fees.

H. B. 287, a bill to amend Chapter 25, Private Laws of 1887, same being "An act to incorporate the town of Maxton, Robeson County, North Carolina," so as to provide compensation for the mayor and commissioners of the said town.

Referred to Committee on Salaries and Fees.

H. R. 393, a joint resolution inviting the Honorable E. D. Rivers, Governor of the State of Georgia, to address a Joint Session of the General Assembly.

Upon motion of Senator Joyner, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 344, a bill to extend the Statute of Limitations on paving assessments and other benefits within the corporate limits of the city of Asheville.

Upon motion of Senator Curtis, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 378, a bill to amend Chapter 125 of the Public Local Laws of 1933, relating to Rutherford County.

Referred to Committee on Judiciary No. 2.

H. R. 382, a joint resolution inviting His Excellency, Clyde R. Hoey, the Governor of North Carolina, and His Excellency, Burnet R. Maybank, the Governor of South Carolina, to address the Session of the General Assembly in Charlotte, North Carolina, on February 22, 1939, and inviting the Honorables Cameron Morrison, O. Max Gardner and J. C. B. Ehringhaus, Ex-Governors of North Carolina, to accompany the Legislature to Charlotte as honor guests.

Upon motion of Senator Blythe, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Friday, February 17, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House has appointed as a committee to act with a like committee appointed by the Senate pursuant to H. R. 393, entitled "Inviting the Honorable E. D. Rivers, Governor of the State of Georgia, to address a Joint Session of the General Assembly," Messrs. Fenner, Mull and Cherry.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as a committee on the part of the Senate to act with a like committee on the part of the House of Representatives to invite Governor E. D. Rivers to address a Joint Session of the General Assembly, Senators Gibbs and Watkins, and a message is ordered sent to the House of Representatives informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 171, a bill to amend Chapter 32 of the Private Laws of 1895, relating to the charter of the town of Guilford College in Guilford County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 308, a bill validating proceedings heretofore adopted by Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 309, a bill validating proceedings heretofore adopted by the city of Asheville, Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said city, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

S. B. 131, a bill to amend Section 1181, relating to the domestication tax on foreign corporations, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered sent to the House of Representatives.

S. B. 149, a bill to regulate land surveying in Buncombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 152, a bill relating to the disposition of surplus funds remaining after payment of certain Wilson Township road bonds.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 156, a bill to permit the County Board of Education of Sampson County to exchange a part of the Concord school site for lands adjacent to the school building.

Passes its second and third readings and is ordered enrolled.

H. B. 160, a bill to abolish the office of tax collector in Pamlico County and to provide for the collection of taxes by the sheriff of said county.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 175, a bill to permit the Board of Education of Sampson County to lease the teacherage at Halls school in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 188, a bill to make the per diem of the members of the Board of Education of Gates County equal to that of the members of the Board of County Commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 203, a bill to prohibit the operation of moving picture shows, pool tables and the sale of wine and/or beer in Yadkin County on Sunday.

Passes its second and third readings and is ordered enrolled.

H. B. 210, a bill relative to the appointment of a school board for the Asheville local tax school district, and defining its powers and duties.

Passes its second and third readings and is ordered enrolled.

H. B. 227, a bill to establish a law library in Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 245, a bill to authorize the Board of Education of Yadkin County to provide high school education for negroes in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 275, a bill relative to payment and adjustment of special assessments heretofore levied by the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 277, a bill relative to jury trial in Recorder's Court in Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 336, a bill to authorize the Board of County Commissioners of Clay County to make adjustments of all unpaid taxes prior to the year 1932.

Passes its second and third readings and is ordered enrolled.

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937 and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy.

Senator Wellons offers an amendment.

Upon motion of Senator Umstead, the bill is re-referred to Committee on Judiciary No. 1.

S. B. 114, a bill to provide for supplying the Library of Congress with copies of session laws and other state publications.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 153, a bill to amend Chapter 149, Public Laws, 1931, known as Consolidated Statute 7064, relating to organization of county boards of health.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 155, a bill to authorize the use of Lake Waccamaw in Columbus County by the Federal Government as a hydroplane base.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 162, a bill to authorize judges of the Superior Court and judge of the Recorder's Court of New Hanover County to assign thirty day prisoners to be sentenced to work at Greenfield Park in New Hanover County under the supervision of the State Highway and Public Works Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 36, a bill to amend Section 487 of the Consolidated Statutes of North Carolina, relating to service of summons by publication and prescribing the time allowed defendant to answer or demur.

Upon motion of Senator Gold, action on the bill is deferred until Monday, February 20, 1939.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday night at 8 o'clock.

FORTIETH DAY

SENATE CHAMBER,
Saturday, February 18, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Ballentine for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gregory, 500 copies of S. B. 71, a bill to promote the general welfare and to protect the health, safety, morals and standard of living of the people of the State of North Carolina, and to protect fair and just employers of labor against the unfair low wage advocates, by providing for the elimination of wage and hour standards detrimental to the health, safety, morals and standard of living of workers; to prescribe the powers and duties of the Commissioner of Labor under this act; and for other purposes; and to be known as "The Wage and Hour Act," are ordered printed.

Upon motion of Senator Gray, H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County farm to the State Highway and Public Works Commission for the completion of their sentences, is taken from the Committee on Penal Institutions and is placed on today's Calendar.

Upon motion of Senator Taylor, H. B. 203, a bill to prohibit the operation of moving picture shows, pool tables and the sale of wine and/or beer in Yadkin County on Sunday, is recalled from the Enrolling Office and the vote by which it passed its third reading is reconsidered, and upon his motion the bill is re-referred to Committee on Finance.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 153, a bill to amend Chapter 149, Public Laws, 1931, known as Consolidated Statute 7064, relating to organization of county boards of health.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Curtis: S. B. 179, a bill for the more efficient and economical government of Buncombe County and to amend Chapter 273 of 1937, to make the office of County Accountant of Buncombe County elective.

Referred to Committee on Judiciary No. 1.

By Senator Curtis: S. B. 180, a bill amending the charter of the city of Asheville, pertaining to the salary of the city manager and other city employees.

Referred to Committee on Judiciary No. 1.

By Senator Taylor: S. B. 181, a bill to authorize the issuance of notes of the state for the purpose of paying appropriations.

Referred to Committee on Finance.

By Senator Separk: S. B. 182, a bill to amend Section 64, Chapter 120 of the Public Laws of 1929, relating to the legal and medical fees approved by the Industrial Commission.

Referred to Committee on Unemployment Compensation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 271, a bill to extend the terms of office for county commissioners and surveyor in Davidson County to four years.

Referred to Committee on Judiciary No. 1.

H. B. 293, a bill to amend Chapter 242 of the Public Laws of 1937, providing educational advantages in state institutions to World War orphans.

Referred to Committee on Military Affairs.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation," for concurrence in the House amendment.

Upon motion of Senator Gregory, the bill is placed upon the Calendar.

H. B. 360, a bill to prohibit the manufacture, purchase, sale, dealing in, transportation, possession, advertisement and use of pyrotechnics in Pamlico County.

Referred to Committee on Propositions and Grievances.

H. B. 282, a bill to amend Public Laws of 1913, Chapter 40, it being Section 4352, Volume I of the Consolidated Statutes of 1919, prohibiting indecent and boisterous language on highways, so as to bring Jones County under the provisions of said act.

Referred to Committee on Judiciary No. 1.

H. B. 383, a bill to amend Chapter 475 of the Public Local Laws of North Carolina, Regular Session of 1919, being an act to fix the salaries of the officers of Wayne County, as amended by Chapter 149 of the Public Local

Laws of North Carolina, Extra Session of 1920, to provide additional compensation for the Register of Deeds of said county.

Referred to Committee on Salaries and Fees.

H. B. 46, a bill to provide for the election of the Tax Collector of Polk County by the people of said county.

Referred to Committee on Election Laws.

H. B. 219, a bill to permit hunting rabbits in the snow in Iredell County.

Referred to Committee on Conservation and Development.

H. B. 246, a bill to provide for the nomination and election of the County Commissioners of Yadkin County.

Referred to Committee on Election Laws.

H. B. 346, a bill to extend the term of office of the Judge of the Recorder's Court of Currituck County and to re-enact Chapter 412 of the Public Local Laws of 1927, relating to his salary.

Referred to Committee on Judiciary No. 1.

H. B. 348, a bill to amend Chapter 249, Public Laws of 1925, the same being an act prohibiting transfers and assignments of claims against the state before the auditing and allowance of such claims and the issuance of warrants therefor.

Referred to Committee on Finance.

H. B. 354, a bill to amend Chapter 292, Public Laws of 1937, so as to exempt Pasquotank County from said act.

Referred to Committee on Judiciary No. 2.

H. B. 310, a bill to reimburse W. S. Williams for losses resulting from a collision with a school bus in Nash County.

Referred to Committee on Education.

H. B. 333, a bill to permit Pender County to construct a teachers' home for the Long Creek-Grady School in Pender County.

Referred to Committee on Education.

H. B. 338, a bill to authorize the Board of Commissioners of Iredell County to adjust all unpaid taxes prior to the year 1938.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 158, a bill to amend Chapter 9 of the Public Laws of 1931, relating to the punishment for obtaining entertainment at hotels and boarding houses so as to make the same apply to Rockingham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 167, a bill relating to the allocation of the law enforcement fund receipts from alcoholic beverages control stores in Warren County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 47, a bill to amend Chapter 326 of the Private Laws of 1905, relating to the sale of intoxicating beverages in the college town of Mars Hill in Madison County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 176, a bill to amend Section 1443 of the Consolidated Statutes insofar as it relates to the terms of the Superior Court of Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 187, a bill to provide for the establishment of a county court for Yadkin County, with criminal jurisdiction under the provisions of Chapter 89 of the Public Laws of 1931.

Passes its second and third readings and is ordered enrolled.

H. B. 260, a bill to make the prosecuting attorney of the Recorder's Court of Pasquotank County, assistant solicitor to the Superior Court of Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 288, a bill to amend Section 1443 of the Consolidated Statutes, relative to the courts in Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 76, a bill to provide for additional terms of Civil and Criminal Court for Randolph County.

Passes its second and third readings and is ordered enrolled.

H. B. 276, a bill to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to the terms of Superior Court for Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 330, a bill to exempt Halifax and Martin Counties from the operation of Section 3316 of the Consolidated Statutes of 1919.

Passes its second and third readings and is ordered enrolled.

H. B. 326, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to the courts in Clay County.

Passes its second and third readings and is ordered enrolled.

H. B. 149, a bill to authorize the transfer of prisoners from the Forsyth County farm to the State Highway and Public Works Commission for the completion of their sentences, upon third reading.

Passes its third reading and is ordered enrolled.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday night at 8 o'clock.

FORTY-FIRST DAY

SENATE CHAMBER,
Monday, February 20, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Ward, the courtesies of the floor are extended to former Lieutenant Governor R. A. Doughton.

Upon motion of Senator Cogburn, the courtesies of the ffoor are extended to Honorable Charles Francis of Haywood County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Mrs. J. S. Lumpkin, mother of Senator Lumpkin of Franklin County.

Upon motion of Senator Long, the courtesies of the galleries are extended to Professor Oscar Coffin, Miss Frieda Davis, Bob Fowler, Tom Morgan and Paul Caveness, all of the University of North Carolina.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Mrs. H. J. Hatcher, wife of Senator Hatcher of Burke County.

Upon motion of Senator Larkins, the courtesies of the floor are extended to former Senator E. V. Webb of Lenoir County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 382, a joint resolution inviting His Excellency, Clyde R. Hoey, the Governor of North Carolina, and His Excellency, Burnet R. Maybank, the Governor of South Carolina, to address the Session of the General Assembly in Charlotte, North Carolina, on February 22, 1939; and inviting the Honorables Cameron Morrison, O. Max Gardner and J. C. B. Ehringhaus, Ex-Governors of North Carolina, to accompany the Legislature to Charlotte as honor guests.

H. R. 393, a joint resolution inviting the Honorable E. D. Rivers, Governor of the State of Georgia, to address a Joint Session of the General Assembly.

S. B. 100, an act to validate sales of land for taxes in the county of Robeson or any municipality or taxing district therein for the years 1936 and 1937 and 1938.

H. B. 76, an act to provide for additional terms of civil and criminal court for Randolph County.

H. B. 143, an act to repeal Chapter 660, Public Local Laws of 1927, and validate proceedings relating to the issuance of bonds of Lenoir County.

H. B. 145, an act to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep or other property in Wayne County.

H. B. 149, an act to authorize the transfer of prisoners from the Forsyth County farm to the State Highway and Public Works Commissioin for the completion of their sentences.

H. B. 156, an act to permit the County Board of Education of Sampson County to exchange a part of the Concord School site for lands adjacent to the school building.

H. B. 175, an act to permit the Board of Education of Sampson County to lease the teacherage at Halls School in said county.

H. B. 176, an act to amend Section 1443 of the Consolidated Statutes insofar as it relates to the terms of the Superior Court of Hertford County.

H. B. 160, an act to abolish the office of tax collector in Pamlico County and to provide for the collection of taxes by the sheriff of said county.

H. B. 187, an act to provide for the establishment of a County Court for Yadkin County with criminal jurisdiction under the provisions of Chapter 89 of the Public Laws of 1931.

H. B. 188, an act to make the per diem of the members of the Board of Education of Gates County equal to that of members of the Board of County Commissioners.

H. B. 210, an act relative to the appointment of a school board for the Asheville local tax school district, and defining its powers and duties.

H. B. 227, an act to establish a law library in Rutherford County.

H. B. 245, an act to authorize the Board of Education of Yadkin County to provide high school education for negroes in said county.

H. B. 260, an act to make the prosecuting attorney to the Recorder's Court of Pasquotank County assistant solicitor to the Superior Court of Pasquotank County.

H. B. 275, an act relative to payment and adjustment of special assessments heretofore levied by the city of High Point.

H. B. 276, an act to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to the terms of Superior Court for Guilford County.

H. B. 277, an act relative to jury trial in Recorder's Court in Hyde County.

H. B. 288, an act to amend Section 1443 of the Consolidated Statutes relative to the courts of Pitt County.

H. B. 326, an act to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to the courts in Clay County.

H. B. 330, an act to exempt Halifax and Martin Counties from the operation of Section 3316 of the Consolidated Statutes of 1919.

H. B. 336, an act to authorize the Board of County Commissioners of Clay County to make adjustments of all unpaid taxes prior to the year 1932.

H. B. 344, an act to extend the statute of limitations on paving assessments and other benefits within the corporate limits of the city of Asheville.

H. B. 355, an act to amend Section 1244 of the Consolidated Statutes, so as to allow the clerk of the Superior Court of Nash County to apportion the cost in tax foreclosure suits in Nash County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jewell: S. B. 183, a bill requiring all railroads in the State of North Carolina to furnish electric lanterns to all trainmen and other employees handling gasoline, explosives, and other inflammable freight, and providing penalties for the violation thereof.

Referred to Committee on Railroads.

By Senator Jewell: S. B. 184, a bill requiring all railroads to furnish sanitary toilets and sanitary washrooms in all railroads yards and railroad terminals in North Carolina and providing penalties for the violation thereof.

Referred to Committee on Railroads.

By Senator Long: S. B. 185, a bill to provide hospitalization for highway accident cases.

Referred to Committee on Finance.

By Senator Hatcher: S. B. 186, a bill to provide for a rural police force and more efficient law enforcement in Burke County.

Upon motion of Senator Hatcher, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Wellons: S. B. 187, a bill to provide for the distribution of the profits from alcohol beverage control stores in Johnston County.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 61, a bill to amend Chapter 8 of the Prviate Laws of 1935, so as to change the time for municipal elections in the town of Taylorsville, Alexander County, and to provide for time when officers shall qualify.

Referred to Committee on Election Laws.

H. B. 231, a bill to authorize the Board of Commissioners of Pamlico County to provide for a special service case worker.

Referred to Committee on Public Welfare.

H. B. 244, a bill to fix the salaries of the officers of Yadkin County and to provide for the appointment of a jailer for said county.

Referred to Committee on Judiciary No. 2.

H. B. 265, a bill to prohibit the harboring of persons who have escaped from any prison, jail, reformatory, or asylum, or from the custody of peace officers.

Referred to Committee on Penal Institutions.

H. B. 359, a bill to relieve persons summoned to serve as tales jurors in Buncombe County.

Referred to Committee on Judiciary No. 1.

H. B. 362, a bill to authorize the sheriff of Durham County to appoint additional deputies.

Referred to Committee on Judiciary No. 1.

H. B. 370, a bill to fix the salaries of certain Pamlico County officers and the term of office of the judge of the Record's Court of said county.

Referred to Committee on Judiciary No. 2.

HOUSE OF REPRESENTATIVES,
Monday, February 20, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 306, title "to contract the corporate limits of the city of Hickory", for further consideration of this Body.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Graham, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 171, a bill to amend Chapter 32 of the Private Laws of 1895, relating to the charter of the town of Guilford College in Guilford County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 308, a bill validating proceedings heretofore adopted by Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 309, a bill validating proceedings heretofore adopted by the city of Asheville, Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said city, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 5, a bill to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as the "Pure Seed Law".

Senator Warren offers an amendment, held to be material, which is adopted, constituting the first reading of the bill and it takes its place upon the second reading roll call Calendar.

S. B. 38, a bill to amend Section 4445 of Consolidated Statutes of North Carolina, relating to separation of an infant under six months of age from mother.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 45, a bill to protect creditors residing in North Carolina, in the removal of assets of a non-resident decedent.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 55, a bill to amend Chapter 86 of the Public Laws of 1937, relating to the State Board of Examiners of Tile Contractors and the licensing of persons engaged in title contracting business.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 57, a bill to amend Chapter 243, Public Laws of 1935, as amended by Chapter 422, Public Laws of 1937, relating to adoption of minors.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation", for concurrence in the House amendment.

Upon motion of Senator Curtis, action on the bill is deferred until tomorrow.

S. B. 70, a bill to amend Section 4579 of the Consolidated Statutes of 1919 to prohibit sheriffs, deputy sheriffs, jailers or relatives of same, from going on bail of prisoners, for concurrence in the House amendment.

Upon motion of Senator Gardner, action on the bill is deferred until tomorrow.

S. B. 119, a bill to prevent diphtheria requiring diphtheria immunization of children.

Senator Gold offers an amendment.

Upon motion of Senator Long, action on the bill is deferred until tomorrow.

S. B. 160, a bill to permit and instruct the treasurer to pay certain bonds and interest thereon.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 166, a bill regulating charitable organizations, institutions, or associations soliciting public aid and individuals soliciting public alms.

Upon motion of Senator Palmer, action on the bill is deferred until tomorrow.

H. B. 36, a bill to amend Section 487 of the Consolidated Statutes of North Carolina, relating to service of summons by publication and prescribing the time allowed defendant to answer or demur.

Passes its second and third readings and is ordered enrolled.

H. B. 89, a bill to amend Section 5044 of Volume 2, 1919, of the Consolidated Statutes, relative to court costs in juvenile courts.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

FORTY-SECOND DAY

SENATE CHAMBER,
Tuesday, February 21, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. John C. Glenn of the Edenton Street Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bain, the courtesies of the galleries are extended to a class of the Goldsboro High School and its teacher, Miss Mary Langston, of Wayne County.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Senator L. A. Martin of Davidson County.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the eighth grade of Needham Broughton High School and its teacher, Mrs. W. M. Hicks, of Wake County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to former Senator George Greene of the 30th Senatorial District and Honorable M. B. Gilliam of Bertie County.

Upon motion of Senator Price, the courtesies of the galleries are extended to Miss Laura Stokes and Mrs. Lola Ervin of Rockingham County.

Upon motion of Senator McIntyre, S. B. 101, a bill to protect agricultural fairs in Robeson County against unfair competition of carnivals and circuses, is recalled from the House of Representatives, for further consideration by the Senate.

The President announces the appointment of Senator Bruton to the Committee on Finance.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bain, for the Committee on Military Affairs:

H. B. 293, a bill to amend Chapter 242 of the Public Laws of 1937, providing educational advantages in State institutions to world war orphans, with a favorable report.

By Senator Curtis, for the Committee on Institutions for the Blind:

S. B. 106, a bill to provide for the placement of needy blind persons in vending stands in public buildings and to cooperate with the Federal Government in the furtherance of the provisions of the Act of Congress known as the Randolph-Sheppard Bill, with a favorable report.

S. B. 112, a bill to authorize the North Carolina State Commission for the Blind to receive grants in aid from the Federal Government for rehabilitation and other services and medical and surgical treatment of the needy blind and to supplement Chapter 124, Public Laws of 1937 and Chapter 53, Public Laws of 1935, with a favorable report.

By Senator Palmer, for the Committee on Salaries and Fees:

H. B. 273, a bill to fix the salary of the coroner of the county of Pasquotank, with a favorable report.

H. B. 296, a bill regulating the fees payable to the sheriff for prisoners in Richmond County, with a favorable report.

H. B. 328, a bill to amend Chapter 122, Public Local Laws of 1937, relative to the salary of the mayor and the board of Aldermen of the town of Waynesville, North Carolina, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 168, a bill to authorize life imprisonment in lieu of the death penalty in capital cases, when recommended by the trial jury, and approved by the judge, with a favorable report.

S. B. 141, a bill to repeal Chapter 155 of the Public Laws of 1935, being "An act to regulate and control the practice of photography", reported without prejudice.

S. B. 175, a bill to amend Section 4018 of the Consolidated Statutes of 1919, Volume 1, as amended, relating to the investment of trust funds, with a favorable report.

H. B. 327, a bill to amend Chapter 49 of the Public Laws of 1935, relating to public drunkenness in Cherokee County, so as to make the said section applicable to Jackson County, with a favorable report.

H. B. 378, a bill to amend Chapter 125 of the Public Local Laws of 1933, relating to Rutherford County, with a favorable report.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

S. B. 154, a bill to amend Section 5337 of the Consolidated Statutes of 1919, Volume 2, in regard to appointing drainage commissioners for Chadbourn Drainage District, Columbus County, and to adjust the boundaries thereof, with a favorable report.

H. B. 148, a bill to prohibit public dances between the hours of midnight Saturday night and midnight Sunday night, or at any time on Sundays in Currituck County, with a favorable report.

H. B. 220, a bill to require the sheriff of Currituck County to appoint a deputy sheriff for Moyock Township in said county, with a favorable report.

H. B. 339, a bill to amend the charter of the town of Winton, Hertford County, with a favorable report.

H. B. 340, a bill validating certain acts of the board of county commissioners of Catawba County, with a favorable report.

H. B. 294, a bill to amend Chapter 113, Private Laws, 1903, as amended by Chapter 130, Private Laws, 1935, relating to jurisdiction of the mayor and police of the town of Brevard, with a favorable report.

H. B. 186, a bill to repeal the charter of the town of Abbottsburg in Bladen County, with a favorable report.

By Senator Larkins, for the Committee on Public Roads:

S. B. 113, a bill to promote safety on the highways, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Price: S. B. 188, a bill to amend Section 5126 of the Consolidated Statutes, relating to liability of warehousemen for proceeds of sale of mortgaged tobacco.

Referred to Committee on Judiciary No. 2.

By Senator Ballentine: S. B. 189, a bill to amend Paragraph 2, Section 19, Chapter 146, Public Laws of 1927, as amended by Section 1, Chapter 37, Public Laws of 1929, with reference to daily deposits by collecting or receiving officers.

Referred to Committee on Banking and Currency.

By Senator Ballentine: S. B. 190, a bill to repeal Section 220 (i), Chapter 5, Article 5, Consolidated Statutes of North Carolina, with reference to payment of deposits in banks in the name of a minor and to enact a substitute section.

Referred to Committee on Banking and Currency.

By Senator Ballentine: S. B. 191, a bill to amend Section 225 (f), Article 10, Chapter 5, Consolidated Statutes of North Carolina, so as to clearly define "secured or unsecured evidences or certificates of indebtedness, or investment."

Referred to Committee on Banking and Currency.

By Senator Ballentine: S. B. 192, a bill to authorize the destruction of records of insolvent banks which have been fully liquidated.

Referred to Committee on Banking and Currency.

By Senator Ballentine: S. B. 193, a bill to amend Section 34, Chapter 60, Public Laws of 1931, as amended by Section 1, Chapter 424, Public Laws of 1935, with reference to "Officers of local units relieved of personal liability when bank deposits are insured."

Referred to Committee on Banking and Currency.

By Senator Ballentine: S. B. 194, a bill to authorize the Treasurer of the State of North Carolina to reimburse Doctor Hubert A. Royster of Raleigh for money paid by him on account of a judgment against him in a case for services rendered the State of North Carolina.

Referred to Committee on Appropriations.

By Senator Gold: S. B. 195, a bill to clarify and amend Chapter 52 of the Public Laws of 1931, as amended by Chapter 57 of the Public Laws of 1933, relating to the licensing of plumbing and heating contractors.

Referred to Committee on Judiciary No. 2.

By Senators Umstead, Hatcher and Warren: S. B. 196, a bill to create a State Board of Examiners of warm aid, sheet metal, and roofing contractors, and to license persons, firms or corporations engaged in said business.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 201, a bill to amend Section 690 of the Consolidated Statutes of North Carolina, relating to sale days and places of sale of real property sold under execution, by order of court, or under power of foreclosure.

Referred to Committee on Judiciary No. 1.

H. B. 232, a bill to prohibit the dredging of oysters in Bay River in Pamlico County.

Referred to Committee on Counties, Cities and Towns.

H. B. 259, a bill to fix the fees of jurors in the Superior Court of Pasquotank County.

Referred to Committee on Salaries and Fees.

H. B. 332, a bill to amend Chapter 445 of the Public Local Laws of 1931, relating to the salary of the sheriff of Johnston County.

Referred to Committee on Salaries and Fees.

H. B. 350, a bill authorizing the Board of County Commissioners of Tyrrell County to cause to be audited the financial records of said county and to levy a special tax therefor.

Referred to Committee on Finance.

H. B. 352, a bill to authorize the issuance of bonds of the State for reimbursing the State Treasury for advances made therefrom for permanent improvements at certain State institutions and for purchasing school books.

Referred to Committee on Finance.

H. B. 365, a bill to amend Section 5730 of the Consolidated Statutes as to adoption of basal textbooks for use in the public schools of the State.

Referred to Committee on Education.

H. B. 366, a bill to extend the terms of office of the judge of the Recorder's Court of Lincoln County, and the Solicitor of the Record's Court of Lincoln County to four years, and to amend Section 1582 of the Consolidated Statutes of 1919, insofar as said section is applicable to the Recorder's Court in Lincoln County.

Referred to Committee on Courts and Judicial Districts.

H. B. 376, a bill to authorize the commissioners of Washington County to provide for the retirement of Miss Augusta Carstarphen.

Referred to Committee on Judiciary No. 2.

H. B. 405, a bill to amend Chapter 319 of the Public Laws of 1937, relating to the selection of county superintendent of public welfare.

Referred to Committee on Judiciary No. 2.

HOUSE OF REPRESENTATIVES,
Tuesday, February 21, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House of Representatives has appointed the following Committee to act with a like Committee designated by the Senate pursuant to H. R. 382, entitled "Joint Resolution inviting His Excellencies Clyde R. Hoey, Governor of North Carolina, Burnet R. Maybank, Governor of South Carolina, to address the Session of the General Assembly in Charlotte, North Carolina, on February 22, 1939; and inviting Honorables Cameron Morrison, O. Max Gardner and J. C. B. Ehringhaus, Ex-Governors of North Carolina, etc," Messrs. Vogler, Ritch and Alexander.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as a Committee on the part of the Senate to act with a like Committee on the part of the House to escort the guests to the Joint Session in Charlotte tomorrow, Senators Blythe, Palmer and Separk, and a message is ordered sent to the House of Representatives informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 5, a bill to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as the "Pure Seed Law", upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Fogler, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation", for concurrence in the House amendment.

Upon motion of Senator Gregory, action on the bill is deferred until tomorrow.

S. B. 70, a bill to amend Section 4579 of the Consolidated Statutes of 1919 to prohibit sheriffs, deputy sheriffs, jailers or relatives of the same, from going on bail of prisoners, for concurrence in the House amendments.

Upon motion of Senator Gardner, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 119, a bill to prevent diphtheria requiring diphtheria immunization of children.

Senator Hatcher offers an amendment.

Upon motion of Senator Gold, action on the bill is deferred until Thursday, February 23, 1939.

S. B. 166, a bill regulating charitable organizations, institutions, or associations soliciting public aid and individuals soliciting public alms.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Blythe, the Senate adjourns to meet tomorrow morning at 11:30 o'clock in the city of Charlotte, North Carolina, pursuant to resolution heretofore adopted to hold a one day session of the General Assembly in commemoration of the Mecklenburg Declaration of Independence.

FORTY-THIRD DAY

COURTHOUSE, CHARLOTTE, N. C.
Wednesday, February 22, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Clark, the courtesies of the floor are extended to former Senator T. L. Kirkpatrick of Mecklenburg County.

The President extends the courtesies of the floor to Mrs. Clyde R. Hoey, Miss Isabel Hoey, Mrs. Charles M. Johnson, Mrs. Thad Eure and Mrs. W. P. Horton.

The President extends the courtesies of the floor to Mrs. Burnet R. Maybank, wife of Governor Maybank of South Carolina.

Upon motion of Senator Halstead, the courtesies of the floor are extended to former Senator J. A. Bell of Mecklenburg County.

Upon motion of Senator Hatcher, the courtesies of the floor are extended to former Senator E. M. Hairfield of Burke County.

Upon motion of Senator Gregory, the courtesies of the floor are extended to former Senator B. B. Blackwelder of Catawba County.

Upon motion of Senator Palmer, the courtesies of the floor are extended to former Senator J. L. Delaney of Mecklenburg County.

Upon motion of Senator Blythe, the courtesies of the floor are extended to former Senator Chase Brenaizer of Mecklenburg County.

Upon motion of Senator Umstead, the courtesies of the floor are extended to former Senator R. Grady Rankin of Mecklenburg County.

Upon motion of Senator Blythe, the courtesies of the floor are extended to Associate Justice Heriot Clarkson of the North Carolina Supreme Court.

Upon motion of Senator Separk, the courtesies of the floor are extended to Honorable John C. Puett of Gaston County.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator Zeb V. Morgan of Richmond County.

Upon motion of Senator Rodman, Sam Blythe and Joe Blythe, Jr., sons of Senator Blythe, are made honorary pages of the Senate.

Upon motion of Senator Separk, the courtesies of the floor are extended to Mrs. Chester A. Cogburn, wife of Senator Cogburn of Haywood County.

Upon motion of Senator Separk, the courtesies of the floor are extended to Solicitor John G. Carpenter of the 14th Judicial District.

Upon motion of Senator Umstead, the courtesies of the floor are extended to Mrs. W. Erskine Smith, wife of Senator Smith of Stanly County, and Mrs. Elmer J. Wellons, wife of Senator Wellons of Johnston County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to Mrs. J. G. Jewell, wife of Senator Jewell of Richmond County.

Upon motion of Senator Larkins, the courtesies of the floor are extended to Mrs. Joe Blythe, wife of Senator Blythe of Mecklenburg County, Mrs. Fred I. Sutton, wife of Senator Sutton of Lenoir County and Mrs. Edwin C. Gregory, wife of Senator Gregory of Rowan County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Senator John A. McRae of Mecklenburg County.

Upon motion of Senator Graham, the courtesies of the floor are extended to former Senator Francis Clarkson of Mecklenburg County.

Upon motion of Senator Gray, the courtesies of the floor are extended to Mrs. John D. Larkins, Jr., wife of Senator Larkins of Jones County and Mrs. Arthur B. Corey, wife of Senator Corey of Pitt County.

Upon motion of Senator Joyner, the courtesies of the floor are extended to Mrs. W. L. Lumpkin, wife of Senator Lumpkin of Franklin County, Mrs. J. W. Umstead, wife of Senator Umstead of Orange County, and Mrs. H. J. Hatcher, wife of Senator Hatcher of Burke County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to Mrs. Fred S. Thomas, wife of Senator Thomas of Harnett County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 171, a bill creating a Civil Service Board for the city of Asheville, and defining the duties thereof, with a favorable report.

S. B. 180, a bill amending the charter of the city of Asheville, pertaining to the salary of the city manager and other city employees, with a favorable report, as amended.

S. B. 179, a bill for the more efficient and economical government of Buncombe County and to amend Chapter 273 of the Public Local Laws of 1937, to make the office of County Accountant of Buncombe County elective, with a favorable report.

S. B. 172, a bill to amend Chapter 132 of the Public Local Laws of 1937; to name an Election Board for the City of Asheville, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Halstead: S. R. 197, a joint resolution commemorating the Mecklenburg Declaration of Independence and expressing the appreciation for the reception given the General Assembly by the city of Charlotte.

Upon motion of Senator Halstead, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senator Smith: S. R. 198, a joint resolution commemorating the Mecklenburg Declaration of Independence and expressing the appreciation for the reception given the General Assembly by the city of Charlotte.

Upon motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. R. 223, a joint resolution authorizing the Governor of the State of North Carolina to appoint a Commission composed of five members to inquire into the advisability and feasibility of establishing an institution for the feeble-minded and mentally defective persons in western North Carolina, similar to the Caswell Training School at Kinston, N. C.

Referred to Committee on Judiciary No. 1.

H. B. 377, a bill to provide for the extension of the eight months school term in Farmville school district in Pitt County.

Referred to Committee on Education.

H. B. 394, a bill to incorporate the grounds in connection and surrounding Senter Primitive Baptist Church in Ashe County and providing for protection therefor.

Referred to Committee on Judiciary No. 2.

H. R. 428, a joint resolution to invite Honorable Ben E. Douglas, Mayor of the city of Charlotte, Honorable H. W. Harkey, Chairman of the County Board of Commissioners, and Honorable Clarence O. Kuester, Executive Vice-President of Charlotte Chamber of Commerce, as guests and to sit on the speaker's stand at the Joint Session of the General Assembly in Charlotte, North Carolina.

Upon motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Tuesday, February 21, 1939.

Mr. President:

Pursuant to your request we are returning herewith S. B. 101, entitled "To protect agricultural fairs in Robeson County against unfair competition of carnivals and circuses" for further consideration of your Honorable Body.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator McIntyre, the vote by which the bill passed its third reading is reconsidered and the bill is re-referred to the Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 296, a bill regulating the fees payable to the sheriff for prisoners in Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 327, a bill to amend Chapter 49 of the Public Laws of 1935, relating to public drunkenness in Cherokee County, so as to make the said section applicable to Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 328, a bill to amend Chapter 122, Public Local Laws of 1937, relative to the salary of the mayor and the board of aldermen of the town of Waynesville, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 5, a bill to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as the "Pure Seed Laws," upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—41.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 106, a bill to provide for the placement of needy blind persons in vending stands in public buildings and to cooperate with the Federal Government in the furtherance of the provisions of the Act of Congress known as the Randolph-Sheppard Bill.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Lumpkin, the Senate recesses for the purpose of meeting in Joint Session with the House of Representatives in the Armory and upon dissolution of the Joint Session, the Senate stands adjourned in honor of the birthday of George Washington to meet in the city of Raleigh, North Carolina, tomorrow at 12 o'clock M.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing in the Armory where the Joint Session of the Senate and House of Representatives is called to order by Lieutenant Governor W. P. Horton.

The roll of the Senate and House of Representatives is called and the following members answer to their names: Senators Austin, Bain, Ballentine, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Lumpkin, McIntyre, Morphew, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—37; Members of House of Representatives, Mr. Speaker, Messrs. Abernathy, Alexander, Allen, Baley, Barefoot, Bender, Benton, Blalock, Boswood, Bray, Brown, Bryson, Burleson, Burt, Butler, Caffey, Carruthers, Cherry, Clegg, Crawford of Graham, Crawford of Wayne, Darden, Davis of Dare, Davis of Hyde, Davis of Pender, Dobson, Eagles, Edwards, Ellenor, Everett, Fenner, Finch, Flowers, Fulghum, Garrett, Gass, Graham, Greer, Hall, Hatch, Holoman, Horner, Horton, Jarrett, Jarvis, Johnson of Franklin, Johnston of Ashe, Joyner, Kimzey, Kerr, Knight, Long, Mallard, Mallison, Marshall, Moore of Scotland, Moore of Pitt, Moore of Wilson, Morris, Morse, Mull, McClamroch, McNair, Page, Palmer, Park, Patton, Payne, Peele, Penland, Phillips, Pitman, Pollard, Pritchett, Quinn, Rasberry, Richardson, Ritch, Robinson, Rogers, Ross of Harnett, Ross of Randolph, Roper, Rudisill, Sebastian, Stone, Taylor of Caswell, Taylor of Wayne, Thomas, Thornton, Tompkins, Turlington, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Warren, White, Wilcox, Wilson of Davidson, Withrow, Woodhouse, Worthington,—105.

Senator Blythe, on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the guest speakers to the Armory, presents His Excellency, Clyde R. Hoey, Governor of North Carolina, His Excellency, Burnet R. Maybank, Governor of South Carolina, Honorable Ben E. Douglas, Mayor of the city of Charlotte, and Honorable H. W. Harkey, Chairman of the Board of Commissioners of Mecklenburg County, all of whom deliver addresses to the Joint Session appropriate to the day and occasion of the celebration and the meeting of the General Assembly in the city of Charlotte.

At the conclusion of their addresses, upon motion of Senator Lumpkin, the Joint Session is dissolved and pursuant to motion made by Senator Lumpkin at the morning session, the Senate stands adjourned to meet in the city of Raleigh, North Carolina, tomorrow at 12 o'clock M.

FORTY-FOURTH DAY

SENATE CHAMBER,
Thursday, February 23, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gold, Nancy Sue Thompson and Mary Hazel Barber of Chatham County are made honorary pages of the Senate.

Upon motion of Senator Price, the courtesies of the galleries are extended to Sheriff Leon W. Worsham and a delegation of citizens of Rockingham County.

Upon motion of Senator Gold, the courtesies of the floor are extended to Mrs. Wade Barber and Betty Scott Barber, wife and daughter of Senator Barber of Chatham County.

Upon motion of Senator Graham, the courtesies of the floor are extended to Honorable W. C. Feimster of Catawba County.

Upon motion of Senator Ward, the courtesies of the floor are extended to former Senator John A. McRae of Mecklenburg County.

Upon motion of Senator Barber, the courtesies of the floor are extended to Mrs. James L. Griffin, wife of the late former Senator Griffin of Chatham County.

Upon motion of Senator Smith, the courtesies of the floor are extended to former Senator C. C. Cranford of Randolph County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to Mrs. Abner Barker, wife of Solicitor Barker of the 6th Judicial District.

Upon motion of Senator Ward, the courtesies of the floor are extended to former Representative D. L. Carlton of Duplin County.

Upon motion of Senator Gardner, the courtesies of the floor are extended to former Senator Peyton McSwain of Cleveland County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 70, an act to amend Section 4579 of the Consolidated Statutes of 1919, to prohibit sheriffs, deputy sheriffs, constables, jailers or relatives of the same, from going on bail of prisoners.

S. B. 89, an act to provide for the disposition of motions wherein under the present law the judge is disqualified.

H. B. 36, an act to amend Section 487 of the Consolidated Statutes of North Carolina, relating to service of summons by publication and prescribing the time allowed defendant to answer or demur.

H. B. 47, an act to amend Chapter 326 of the Private Laws of 1905, relating to the sale of intoxicating beverages in the college town of Mars Hill, in Madison County.

H. B. 89, an act to amend Section 5044 of Volume 2, 1919, of the Consolidated Statutes, relative to court costs in juvenile courts.

H. B. 171, an act to amend Chapter 32 of the Private Laws of 1895, relating to the charter of the town of Guilford College in Guilford County.

H. B. 308, an act validating proceedings heretofore adopted by Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said county, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect.

H. B. 309, an act validating proceedings heretofore adopted by the city of Asheville, Buncombe County, North Carolina, for the authorization of the refunding bonds and funding bonds of said city, validating the bonds to be issued pursuant to such proceedings and the indebtedness refunded and funded thereby, providing for the issuance of said refunding and funding bonds and providing that this act shall take immediate effect.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 45, a bill to protect creditors residing in North Carolina, in the removal of assets of a non-resident decedent.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Palmer, for the Committee on Salaries and Fees:

H. B. 287, a bill to amend Chapter 25, Private Laws of 1887, same being "An act to incorporate the town of Maxton, Robeson County, North Carolina, so as to provide compensation for the mayor and commissioners of said town," with a favorable report.

H. B. 383, a bill to amend Chapter 475 of the Public Local Laws of North Carolina, regular session of 1919, being "An act to fix the salaries of the officers of Wayne County, as amended by Chapter 149 of the Public Local Laws of North Carolina, extra session of 1920, to provide additional compensation for register of deeds of said county", with a favorable report.

By Senator Thomas, for the Committee on Water Commerce:

H. R. 289, a joint resolution requesting North Carolina delegation in Congress to secure necessary legislation at this session of Congress to authorize Board of Engineers or U. S. Army Engineers Corps to make surveys of upper Cape Fear River to determine feasibility of improvement therein, with a favorable report.

By Senator Taylor, for the Committee on Finance:

S. B. 178, a bill to provide for adjustment of certain assessments made for paving and street assessments in the town of Scotland Neck and to validate such adjustments heretofore made, with a favorable report.

S. B. 181, a bill to authorize the issuance of notes of the State for the purpose of paying appropriations, with a favorable report.

S. B. 187, a bill to provide for the distribution of the profits from alcoholic beverage control stores in Johnston County, with a favorable report.

H. B. 75, a bill validating the action of the governing body of the town of Chapel Hill in voiding street assessments and reassessing property within designated limits, with a favorable report.

H. B. 338, a bill to authorize the Board of County Commissioners of Iredell County to adjust all unpaid taxes prior to the year 1938, with a favorable report.

H. B. 348, a bill to amend Chapter 249, Public Laws of 1925, the same being "An act prohibiting transfers and assignments of claims against the State before the auditing and allowance of such claims and the issuance of warrants therefor," with a favorable report.

H. B. 352, a bill to authorize the issuance of bonds of the State for reimbursing the State Treasury for advances made therefrom for permanent improvements at certain State institutions and for purchasing school books, with a favorable report.

H. B. 350, a bill authorizing the Board of County Commissioners of Tyrrell County to cause to be audited the financial records of said county and to levy a special tax therefor, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, with a favorable report, as amended.

S. B. 177, a bill to validate sales of land for taxes in Granville County, with a favorable report.

H. B. 136, a bill to amend Chapter 24 of the Public Local Laws of 1937, relative to certain fees to be allowed the jailer of Macon County, with a favorable report.

H. B. 359, a bill to relieve persons summoned to serve as tales jurors in Buncombe County, with a favorable report.

H. B. 271, a bill to extend the terms of office for the County Commissioners and Surveyor in Davidson County to four years, with a favorable report.

H. B. 362, a bill to authorize the sheriff of Durham County to appoint additional deputies, with a favorable report.

H. B. 334, a bill to repeal Chapter 418 of the Public Local Laws of 1937, relating to Sunday sales in Johnston County, with a favorable report.

H. B. 347, a bill to amend Section 3420 of Consolidated Statutes of North Carolina, providing for capitalization of a corporation organized to operate a railroad under lease, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Larkins: S. B. 199, a bill to regulate the use of marginal lands along certain public highways.

Referred to Committee on Public Roads.

By Senators Price and Boyette: S. B. 200, a bill to amend Chapter 210, Public Laws of 1933, as amended, relating to the North Carolina State Bar to deal with unauthorized or illegal practice of law.

Referred to Committee on Judiciary No. 2.

By Senator Price: S. B. 201, a bill to amend Chapter 320, Public Local Laws of 1933, relative to the Recorder's Court of Reidsville Township.

Referred to Committee on Courts and Judicial Districts.

By Senator Taylor: S. B. 202, a bill to authorize North Carolina Rural Rehabilitation Corporation to advance funds for rural vocational buildings and other purposes and to ratify previous activities of the corporation.

Referred to Committee on Finance.

By Senator Umstead: S. B. 203, a bill to tax intoxicating liquors manufactured, possessed, sold, bartered or exchanged in violation of the criminal laws of this state.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 403, a bill to amend Chapter 379, Public Laws of 1935, so as to make Catawba County partially subject to Section 2 of said chapter.

Referred to Committee on Judiciary No. 2.

H. B. 433, a bill to provide for the celebration in Fayetteville, North Carolina, of the one hundred and fiftieth anniversary of the ratification of the Constitution of the United States and the appointment of committees by the Governor, the Speaker of the House of Representatives and the Lieutenant Governor for such purpose.

Referred to Committee on Judiciary No. 1.

HOUSE OF REPRESENTATIVES,
Tuesday, February 21, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 405, entitled "to amend Chapter 319 of the Public Laws of 1937, relating to the selection of County Superintendent of Public Welfare".

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Cowles, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 186, a bill to repeal the charter of the town of Abbottsburg in Bladen County, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Eagles, Fearing, Fogler, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—41.

H. B. 339, a bill to amend the charter of the town of Winton, Hertford County, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Eagles, Fearing, Fogler, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—41.

S. B. 154, a bill to amend Section 5337 of the Consolidated Statutes of 1919, Volume 2, in regard to appointing drainage commissioners for Chadbourn Drainage District, Columbus County and to adjust the boundaries thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 171, a bill creating a Civil Service Board for the city of Asheville and defining the duties thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 172, a bill to amend Chapter 132 of the Public Local Laws of 1937; to name an Election Board for the city of Asheville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 179, a bill for the more efficient and economical government of Buncombe County and to amend Chapter 273 of the Public Local Laws of 1937; to make the office of county accountant of Buncombe County elective.

Passes it second and third readings and is ordered sent to the House of Representatives.

S. B. 180, a bill amending the charter of the city of Asheville, pertaining to the salary of the city manager and other city employees.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 148, a bill to prohibit public dances between the hours of midnight Saturday night and midnight Sunday night, or at any time on Sundays in Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 220, a bill to require the sheriff of Currituck County to appoint a deputy sheriff for Moyock Township in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 273, a bill to fix the salary of the coroner of the county of Pasquotank.

Passes its second and third readings and is ordered enrolled.

H. B. 294, a bill to amend Chapter 113, Private Laws of 1903, as amended by Chapter 130, Private Laws 1935, relating to jurisdiction of the mayor and police of the town of Brevard.

Passes its second and third readings and is ordered enrolled.

H. B. 340, a bill validating certain acts of the Board of County Commissioners of Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 378, a bill to amend Chapter 125 of the Public Local Laws of 1933, relating to Rutherford County.

Passes its second and third readings and is ordered enrolled.

S. B. 60, a bill to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of unemployment compensation," for concurrence in the House amendment.

Upon motion of Senator Gregory, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 112, a bill to authorize the North Carolina State Commission for the Blind to receive grants in aid from the Federal Government for rehabilitation and other services and medical and surgical treatment of the needy blind and to supplement Chapter 124, Public Laws of 1937 and Chapter 53, Public Laws of 1935.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 113, a bill to promote safety on the highways.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 119, a bill to prevent diphtheria requiring diphtheria immunization of children.

Senator Gold withdraws the amendment offered by himself.

Senator Hatcher withdraws the amendment offered by himself.

Senator Gold offers a second amendment which is adopted.

The amendment offered by Senator Gold having been adopted, the amendment offered by the Committee being in conflict with and inclusive of the subject matter of the amendment offered by Senator Gold, the President holds the amendment offered by the Committee out of order.

The bill, as amended, passes its second reading, and upon objection of Senator Separk to its third reading, the bill remains upon the Calendar.

S. B. 141, a bill to repeal Chapter 155 of the Public Laws of 1935, being "An act to regulate and control the practice of photography."

Upon motion of Senator Cogburn, action on the bill is deferred until Monday, February 27, 1939.

S. B. 168, a bill to authorize life imprisonment in lieu of the death penalty in capital cases, when recommended by the trial jury, and approved by the judge.

Upon motion of Senator Boyette, action on the bill is deferred until Monday, February 27, 1939.

S. B. 175, a bill to amend Section 4018 of the Consolidated Statutes of 1919, Volume 1, as amended, relating to the investment of trust bonds.

Upon motion of Senator Ballentine, action on the bill is deferred until tomorrow.

H. B. 293, a bill to amend Chapter 242 of the Public Laws of 1937, providing educational advantages in state institutions to world war orphans.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

FORTY-FIFTH DAY

SENATE CHAMBER,
Friday, February 24, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Larkins, the courtesies of the floor are extended to former Senator Lee L. Gravely of Nash County.

Upon motion of Senator Cogburn, the courtesies of the galleries are extended to Mrs. Glenn C. Palmer, wife of Representative Palmer of Haywood County.

Upon motion of Senator Clark, the courtesies of the floor are extended to former Senator Bridgers of Bladen County.

Upon motion of Senator Gibbs, the courtesies of the floor are extended to former Senator W. C. Ewing of Cumberland County.

Upon motion of Senator Gregory, the courtesies of the galleries are extended to the seventh grade of Deep Run School and its teacher, Miss Sutton, of Lenoir County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to Mrs. Will Allen, daughter of former Senator A. D. Ward, of Craven County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the sixth and seventh grades of the Murphy School in Orange County.

Upon motion of Senator Price, the courtesies of the galleries are extended to Honorable R. A. Ward of Rockingham County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 197, a joint resolution commemorating the Mecklenburg Declaration of Independence and expressing appreciation for the reception given the General Assembly by the city of Charlotte.

S. R. 198, a joint resolution commemorating the celebration of the anniversary of the Declaration of Independence and expressing the appreciation for the reception given the General Assembly by the city of Charlotte.

H. R. 428, a joint resolution to invite Honorable Ben E. Douglas, Mayor of the city of Charlotte, Honorable H. W. Harkey, Chairman of the County Board of Commissioners, and Honorable Clarence O. Kuester, Executive Vice-President of Charlotte Chamber of Commerce, as guests and to sit on the speaker's stand at the Joint Session of the General Assembly in Charlotte, North Carolina.

S. B. 43, an act to authorize the Utilities Commissioner to protect the United States from claims for damages to oyster beds in New River under certain conditions.

S. B. 60, an act to amend Chapter 1 of the Public Laws of 1936, Extra Session, the same being "An act to provide for the establishment and administration of Unemployment Compensation."

S. B. 102, an act to amend Chapter 273 of the Public Local Laws of 1937; to make the office of county tax collector of Buncombe County elective.

S. B. 104, an act to relieve the Supreme Court from the duty of approving nominations to fill vacancies in the board of trustees of Rex Hospital, and from the exercise of original jurisdiction to entertain petitions for an accounting by said trustees, and to transfer said duties to the Superior Court of Wake County.

S. B. 149, an act to regulate land surveying in Buncombe County.

S. B. 158, an act to amend Chapter 9 of the Public Laws of 1931, relating to the punishment for obtaining entertainment at hotels and boarding houses so as to make the same apply to Rockingham County.

H. B. 148, an act to prohibit public dances between the hours of midnight Saturday night and midnight Sunday night, or at any time on Sundays in Currituck County.

H. B. 220, an act to require the sheriff of Currituck County to appoint a deputy sheriff for Moyock Township in said County.

H. B. 273, an act to fix the salary of the coroner of the county of Pasquotank.

H. B. 293, an act to amend Chapter 242 of the Public Laws of 1937, providing educational advantages in state institutions to world war orphans.

H. B. 294, an act to amend Chapter 113, Private Laws 1903, as amended by Chapter 130, Private Laws 1935, relating to jurisdiction of the mayor and police of the town of Brevard.

H. B. 296, an act regulating the fees payable to the sheriff for prisoners in Richmond County.

H. B. 327, an act to amend Chapter 49 of the Public Laws of 1935, relating to public drunkenness in Cherokee County, so as to make the said section applicable to Jackson County.

H. B. 328, an act to amend Chapter 122, Public Local Laws of 1937, relative to the salary of the mayor and the Board of Aldermen of the town of Waynesville, North Carolina.

H. B. 340, an act validating certain acts of the Board of County Commissioners of Catawba County.

H. B. 378, an act to amend Chapter 125 of the Public Local Laws of 1933, relating to Rutherford County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 180, a bill amending the charter of the city of Asheville; pertaining to the salary of the city manager and other city employees.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Folger, for the Committee on Education:

H. B. 18, a bill to provide graduate and professional courses for the negroes of North Carolina, with a favorable report.

H. B. 365, a bill to amend Section 5730 of the Consolidated Statutes as to adoption of basal textbooks for use in the public schools of the state, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 101, a bill to protect agricultural fairs in Robeson County against unfair competition of carnivals and circuses, with an unfavorable report.

S. B. 200, a bill to amend Chapter 210, Public Laws of 1933, as amended, relating to the North Carolina State Bar to deal with unauthorized or illegal practice of law, with a favorable report.

H. B. 394, a bill to incorporate the grounds in connection and surrounding Senter Primitive Baptist Church in Ashe County and providing for protection therefor, with a favorable report.

H. B. 376, a bill to authorize the commissioners of Washington County to provide for the retirement of Miss Augusta Carstarphen, with a favorable report.

H. B. 403, a bill to amend Chapter 379, Public Laws of 1935, so as to make Catawba County partially subject to Section 2 of said chapter, with a favorable report.

H. B. 370, a bill to fix the salaries of certain Pamlico County officers and the term of office of the judge of the Recorder's Court of said county, with an unfavorable report.

By Senator Council, for the Committee on Insane Asylum:

H. B. 151, a bill to amend Article 6 of Chapter 103 of the Consolidated Statutes, 1924, relative to the commitment of patients to the criminal insane hospitals of this state, with a favorable report.

By Senator Halstead, for the Committee on Courts and Judicial Districts:

S. B. 201, a bill to amend Chapter 320, Public Local Laws of 1933, relative to the Recorder's Court of Reidsville Township, with a favorable report.

H. B. 191, a bill fixing the terms of court in Currituck County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jewell: S. B. 204, a bill making it unlawful for any person, firm or corporation to deduct from the wages or salary of any employee in Richmond County, North Carolina, any sums of money for any purpose except as herein provided for and providing penalties for the violation thereof.

Referred to Committee on Judiciary No. 2.

By Senator Thomas: S. B. 205, a bill to provide a closed season for hunting foxes in Harnett County.

Upon motion of Senator Thomas, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Smith: S. B. 206, a bill to amend Chapter 60, Public Laws of 1931, as amended, relative to the investment of sinking funds of units from the Local Government Commission in the shares of building and loan associations and federal savings and loan associations.

Referred to Committee on Judiciary No. 1.

By Senator Boyette: S. B. 207, a bill to amend Section 1664 of the Consolidated Statutes, pertaining to custody of children of divorced parents in cases where divorce was granted outside of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator Larkins: S. B. 208, a bill to provide for equitable and expeditious settlement of controversies arising between the State Highway and Public Works Commission and awardee on project coming under jurisdiction of such commission.

Referred to Committee on Public Roads.

By Senator Morphew: S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development.

Referred to Committee on Conservation and Development.

By Senator Hatcher: S. B. 210, a bill to establish a drug laboratory in this state for the production of preparations, drugs, and drug supplies for the use of the various state institutions, agencies, and departments of the state.

Referred to Committee on Public Health.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 409, a bill to extend the time of office for the Board of County Commissioners and surveyor of Clay County to four years.

Referred to Committee on Judiciary No. 2.

H. B. 400, a bill providing for compensation for the commissioners of the town of Louisburg, North Carolina.

Referred to Committee on Salaries and Fees.

H. B. 363, a bill authorizing and empowering the governing body of the city of Durham to appoint some person, other than an officer of the corporation, as delinquent tax collector, and fix his duties and responsibilities.

Referred to Committee on Counties, Cities and Towns.

H. B. 345, a bill to validate tax sales made for the town of Davidson in Mecklenburg County.

Referred to Committee on Finance.

H. B. 305, a bill to authorize and empower the Board of Commissioners of Robeson County, and the Board of Commissioners of any municipality in said county, to accept proposals of settlement of claims in bankruptcy proceedings when approved by the bankruptcy court.

Referred to Committee on Judiciary No. 1.

S. B. 155, a bill to authorize the use of Lake Waccamaw in Columbus County by the Federal Government as a hydroplane base, for concurrence in the House amendment.

Upon motion of Senator Council, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 450, a joint resolution of sympathy for the citizens of the stricken area in Bertie County.

Upon motion of Senator Spruill, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 186, a bill to repeal the charter of the town of Abbottsburg, in Bladen County, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Warren, Wellons,—41.

The bill is ordered enrolled.

H. B. 339, a bill to amend the charter of the town of Winton, Hertford County, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Warren, Wellons,—41.

The bill is ordered enrolled.

S. B. 178, a bill to provide for adjustment of certain assessments made for paving and street assessments in the town of Scotland Neck and to validate such adjustments heretofore made, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Warren, Wellons,—41.

H. B. 287, a bill to amend Chapter 25, Private Laws of 1887, same being "An act to incorporate the town of Maxton, Robeson County, North Carolina," so as to provide compensation for the mayor and commissioners of the said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Warren, Wellons,—41.

H. B. 350, a bill authorizing the Board of County Commissioners of Tyrrell County to cause to be audited the financial records of said county and to levy a special tax therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Warren, Wellons,—41.

S. B. 177, a bill to validate sales of land for taxes in Granville County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 187, a bill to provide for the distribution of the profits from alcoholic beverage control stores in Johnston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 75, a bill validating the action of the governing body of the town of Chapel Hill in voiding street assessments and reassessing property within designated limits.

Passes its second and third readings and is ordered enrolled.

H. B. 136, a bill to amend Chapter 24 of the Public Local Laws of 1937, relative to certain fees to be allowed the jailer of Macon County.

Passes its second and third readings and is ordered enrolled.

H. B. 271, a bill to extend the terms of office for County Commissioners and surveyor in Davidson County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 334, a bill to repeal Chapter 418 of the Public Local Laws of 1937, relating to Sunday sales in Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 338, a bill to authorize the Board of County Commissioners of Iredell County to adjust all unpaid taxes prior to the year 1938.

Passes its second and third readings and is ordered enrolled.

H. B. 359, a bill to relieve persons summoned to serve as tales jurors in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 362, a bill to authorize the sheriff of Durham County to appoint additional deputies.

Passes its second and third readings and is ordered enrolled.

H. B. 383, a bill to amend Chapter 475 of the Public Local Laws of North Carolina, Regular Session of 1919, being "An act to fix the salaries of the officers of Wayne County," as amended by Chapter 149 of the Public Local Laws of North Carolina, Extra Session of 1920, to provide additional compensation for the Register of Deeds of said county.

Passes its second and third readings and is ordered enrolled.

S. B. 181, a bill to authorize the issuance of notes of the state for the purpose of paying appropriations, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Warren, Wellons,—41.

H. B. 352, a bill to authorize the issuance of bonds of the state for reimbursing the State Treasury for advances made therefrom for permanent improvements at certain state institutions and for purchasing school books, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Warren, Wellons,—41.

S. B. 119, a bill to prevent diphtheria requiring diphtheria immunization of children, upon third reading.

Passes its third reading and is ordered engrossed.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published.

Senator Cogburn offers an amendment.

Upon motion of Senator Gold, action on the bill is deferred until Monday, February 27, 1939.

S. B. 175, a bill to amend Section 4018 of the Consolidated Statutes of 1919, Volume 1, as amended, relating to the investment of trust funds.

Upon motion of Senator Joyner, action on the bill is deferred until Tuesday, February 28, 1939.

H. R. 289, a joint resolution requesting North Carolina Delegation in Congress to secure necessary legislation at this session of Congress to authorize Board of Engineers or U. S. Army Engineers Corps to make surveys of upper Cape Fear River to determine feasibility of improvements therein.

Passes its second and third readings and is ordered enrolled.

H. B. 347, a bill to amend Section 3420 of Consolidated Statutes of North Carolina, providing for capitalization of a corporation organized to operate a railroad under lease.

Passes its second and third readings and is ordered enrolled.

H. B. 348, a bill to amend Chapter 249, Public Laws of 1925, the same being "An act prohibiting transfers and assignments of claims against the state before the auditing and allowance of such claims and the issuance of warrants therefor."

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 8:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

FORTY-SIXTH DAY

SENATE CHAMBER,
Saturday, February 25, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 304, a bill to regulate the operation of pool or billiard parlors in the town of Hayesville.

Referred to Committee on Propositions and Grievances.

H. B. 371, a bill to amend the charter of the town of Lumberton, relating to its corporate limits.

Referred to Committee on Counties, Cities and Towns.

H. B. 399, a bill to create the office of tax collector for the county of Halifax, to regulate the deposit of all county funds, to install necessary accounting systems to put this act into effect, and for other purposes.

Referred to Committee on Finance.

H. B. 402, a bill to extend the corporate limits of the city of Hickory.

Referred to Committee on Counties, Cities and Towns.

H. B. 426, a bill to extend the term of office of the judge of the County Court of Greene County and the solicitor of said court.

Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 201, a bill to amend Chapter 320, Public Local Laws of 1933, relative to the Recorder's Court of Reidsville Township.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 191, a bill fixing the terms of court in Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 376, a bill to authorize the commissioners of Washington County to provide for the retirement of Miss Augusta Carstarphen.

Passes its second and third readings and is ordered enrolled.

H. B. 403, a bill to amend Chapter 379, Public Laws of 1935, so as to make Catawba County partially subject to Section 2 of said chapter.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday night at 8 o'clock.

FORTY-SEVENTH DAY

SENATE CHAMBER,
Monday, February 27, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sutton, Lillian Maxwell Bellamy and Mary Hargrove Bellamy, daughters of Senator Bellamy of New Hanover County, are made honorary pages of the Senate.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 289, a joint resolution requesting North Carolina Delegation in Congress to secure necessary legislation at this session of Congress to authorize Board of Engineers or United States Army Engineers Corps to make surveys of upper Cape Fear River to determine feasibility of improvements therein.

H. R. 450, a joint resolution of sympathy for the citizens of the stricken area of Bertie County.

S. B. 38, an act to amend Section 4445 of Consolidated Statutes of North Carolina, relating to separation of an infant under six months of age from mother.

S. B. 108, an act to amend Chapter 263, Public Local Laws of Session 1935, to change the name of "Brunswick County Hospital" to "Dr. J. Arthur Dosher Memorial Hospital."

S. B. 122, an act relating to barbed-wire fences along roads and public highways in Robeson County, North Carolina.

S. B. 131, an act to amend Section 1181, relating to the domestication tax on foreign corporations.

S. B. 155, an act to authorize the use of Lake Waccamaw in Columbus County and Singletary Lake and Jones Lake in Bladen County, by the Federal Government as a hydroplane base.

H. B. 75, an act validating the action of the governing body of the town of Chapel Hill in voiding street assessments and reassessing property within designated limits.

H. B. 136, an act to amend Chapter 24 of the Public Local Laws of 1937, relative to certain fees to be allowed the jailer of Macon County.

H. B. 186, an act to repeal the charter of the town of Abbottsburg, in Bladen County.

H. B. 191, an act fixing the terms of court in Currituck County.

H. B. 271, an act to extend the terms of office for County Commissioners and surveyor in Davidson County to four years.

H. B. 334, an act to repeal Chapter 418 of the Public Local Laws of 1937, relating to Sunday sales in Johnston County.

H. B. 338, an act to authorize the Board of County Commissioners of Iredell County to adjust all unpaid taxes prior to the year 1938.

H. B. 339, an act to amend the charter of the town of Winton, Hertford County.

H. B. 347, an act to amend Section 3420 of Consolidated Statutes of North Carolina, providing for capitalization of a corporation organized to operate a railroad under lease.

H. B. 348, an act to amend Chapter 249, Public Laws of 1925, the same being "An act prohibiting transfers and assignments of claims against the state before the auditing and allowance of such claims and the issuance of warrants therefor."

H. B. 359, an act to relieve persons summoned to serve as tales jurors in Buncombe County.

H. B. 362, an act to authorize the sheriff of Durham County to appoint additional deputies.

H. B. 376, an act to authorize the commissioners of Washington County to provide for the retirement of Miss Augusta Carstarphen.

H. B. 383, an act to amend Chapter 475 of the Public Local Laws of North Carolina, Regular Session of 1919, being "An act to fix the salaries of the officers of Wayne County," as amended by Chapter 149 of the Public Local Laws of North Carolina, Extra Session of 1920, to provide additional compensation for the register of deeds of said county.

H. B. 403, an act to amend Chapter 379, Public Laws of 1935, so as to make Catawba County partially subject to Section 2 of said chapter.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 119, a bill to prevent diphtheria requiring diphtheria immunization of children.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Corey, for the Committee on Propositions and Grievances:

H. B. 360, a bill to prohibit the manufacture, purchase, sale, dealing in, transportation, possesion, advertisement and use of pyrotechnics in Pamlico County, with a favorable report.

By Senator Palmer, for the Committee on Salaries and Fees:

H. B. 259, a bill to fix the fees of jurors in the Superior Court of Pasquotank County, with a favorable report.

H. B. 332, a bill to amend Chapter 445 of the Public Local Laws of 1931, relating to the salary of the sheriff of Johnston County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatcher: S. B. 211, a bill to regulate the sale of milk in the county of Burke.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 207, a bill to amend Chapter 146, Public Laws of 1915, as amended.

Referred to Committee on Propositions and Grievances.

H. B. 430, a bill to prohibit Indians or persons of Indian blood from attending schools for children of the white race in Bladen County, and to provide separate schools for such persons.

Referred to Committee on Education.

H. B. 478, a bill to fix the salary and the term of the office of judge of the Recorder's Court of Pamlico County.

Referred to Committee on Courts and Judicial Districts.

H. B. 479, a bill to aid in the collection of delinquent taxes in Pamlico County.

Referred to Committee on Finance.

H. B. 483, a bill to increase the number of County Commissioners of Currituck County, to provide for the appointment of two additional members, and to provide for the nomination and election of said board.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 178, a bill to provide for adjustment of certain assessments made for paving and street assessments in the town of Scotland Neck and to validate such adjustments heretofore made, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Warren, Watkins, Wellons,—42.

The bill is ordered sent to the House of Representatives.

H. B. 287, a bill to amend Chapter 25, Private Laws of 1887, same being "An act to incorporate the town of Maxton, Robeson County, North Carolina", so as to provide compensation for the mayor and commissioners of the said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Brutton, Clark, Cogburn, Corey, Council,

Cowles, Curtis, Eagles, Fearing, Fogler, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Warren, Watkins, Wellons,—42.

The bill is ordered enrolled.

H. B. 350, a bill authorizing the Board of County Commissioners of Tyrrell County to cause to be audited the financial records of said county and to levy a special tax therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Brutton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Fogler, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Warren, Watkins, Wellons,—42.

The bill is ordered enrolled.

H. B. 394, a bill to incorporate the grounds in connection and surrounding Senter Primitive Baptist Church in Ashe County and providing for protection therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Brutton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Fogler, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Warren, Watkins, Wellons,—42.

S. B. 181, a bill to authorize the issuance of notes of the state for the purpose of paying appropriations, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Brutton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Fogler, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Warren, Watkins, Wellons,—42.

The bill is ordered sent to the House of Representatives.

H. B. 352, a bill to authorize the issuance of bonds of the state for reimbursing the State Treasury for advances made therefrom for per-

manent improvements at certain state institutions and for purchasing school books, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Fogler, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Warren, Watkins, Wellons,—42.

The bill is ordered enrolled.

S. B. 141, a bill to repeal Chapter 155 of the Public Laws of 1935, being "An act to regulate and control the practice of photography."

Upon motion of Senator Cogburn, action on the bill is deferred until tomorrow.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published.

Senator Cogburn withdraws the amendment offered by himself.

Senator Cogburn offers a second amendment which fails of adoption.

Senator Gold moves that the vote by which the amendment offered by Senator Cogburn failed of adoption be reconsidered.

The motion fails to prevail.

Senator Cogburn moves that the bill and all amendments be laid upon the Table.

The motion fails to prevail.

Senator Halstead moves that the bill and all amendments be re-referred to the Committee on Judiciary No. 1.

The motion fails to prevail.

Senator Spruill offers an amendment.

Senator Gold calls for the previous question on the bill and the amendments.

The call is sustained.

The amendment offered by Senator Spruill is adopted.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second reading.

Senators Ballentine, Smith, Barber, Cogburn and Cowles offer amendments which are adopted.

Upon motion of Senator Bellamy, the bill is taken from the Calendar and re-referred to the Committee on Judiciary No. 1.

S. B. 168, a bill to authorize life imprisonment in lieu of the death penalty in capital cases, when recommended by the trial jury, and approved by the judge.

Senator Wellons offers an amendment which is adopted.

Senator Folger offers an amendment which is adopted.

The bill, as amended, passes its second reading, and upon objection of Senator Separk to its third reading, the bill remains upon the Calendar.

S. B. 200, a bill to amend Chapter 210, Public Laws of 1933, as amended, relating to the North Carolina State Bar to deal with unauthorized or illegal practice of law.

Upon motion of Senator Rodman, action on the bill is deferred until tomorrow.

H. B. 151, a bill to amend Article 6 of Chapter 103 of the Consolidated Statutes, 1924, relative to the commitment of patients to the criminal insane hospitals of this state.

Passes its second and third readings and is ordered enrolled.

H. B. 365, a bill to amend Section 5730 of the Consolidated Statutes as to adoption of basal textbooks for use in the public schools of the state.

Passes its second and third readings and is ordered enrolled.

H. B. 18, a bill to provide graduate and professional courses for the negroes of North Carolina.

Senator Smith moves that the bill be taken from the Calendar and be re-referred to the Committee on Appropriations.

The motion fails to prevail.

The bill passes its second reading, and upon objection of Senator Gold to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

FORTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, February 28, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Price, the courtesies of the floor are extended to former Senator J. M. Sharpe and Honorable B. W. Walker of Rockingham County.

Upon motion of Senator Council, the courtesies of the galleries are extended to the fifth grade of Bladenboro School and its teachers, Mr. Kirk and Miss Tatum, of Bladen County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Honorable J. Bailey Barnes of Hertford County.

Upon motion of Senator Ballentine, the courtesies of the floor are extended to former Senator J. M. Broughton of Wake County.

Upon motion of Senator Palmer, the courtesies of the floor are extended to former Senator O. A. Swaringen of Cabarrus County.

Upon motion of Senator Gibbs, the courtesies of the floor are extended to Honorables Julian Banzet and William Taylor, Jr., of Warren County.

Upon motion of Senator Halstead, the courtesies of the galleries are extended to Sheriff Emmett Winslow of Perquimans County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Dr. Frank Garris of Bertie County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gregory, for the Committee on Counties, Cities and Towns:

H. B. 483, a bill to increase the number of County Commissioners of Currituck County, to provide for the appointment of two additional members, and to provide for the nomination and election of said board, with a favorable report.

By Senator Watkins, for the Committee on Penal Institutions:

H. B. 265, a bill to prohibit the harboring of persons who have escaped from any prison, jail, reformatory, or asylum, or from the custody of peace officers, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

H. R. 223, a joint resolution authorizing the Governor of the State of North Carolina to appoint a Commission composed of five members to inquire into the advisability and feasibility of establishing an institution for

the feeble-minded and mentally defective persons in Western North Carolina, similar to the Caswell Training School at Kinston, North Carolina, with an unfavorable report.

H. B. 201, a bill to amend Section 690 of the Consolidated Statutes of North Carolina, relating to sale days and places of sale of real property sold under execution, by order of court, or under power of foreclosure, with a favorable report.

H. B. 433, a bill to provide for the celebration in Fayetteville, North Carolina, for the one hundred and fiftieth anniversary of the ratification of the Constitution of the United States and the appointment of Committees by the Governor, the Speaker of the House of Representatives, and the Lieutenant Governor for such purpose, with a favorable report.

H. B. 305, a bill to authorize and empower the Board of Commissioners of Robeson County, and the Board of Commissioners of any municipality in said county, to accept proposals of settlement of claims in bankruptcy proceedings when approved by the bankruptcy court, with a favorable report.

S. B. 206, a bill to amend Chapter 60, Public Laws of 1931, as amended, relative to the investment of sinking funds of units under the Local Government Commission in the shares of building and loan associations and federal savings and loan associations, with a favorable report.

H. B. 282, a bill to amend Public Laws of 1913, Chapter 40, it being Section 4352, Volume 1 of the Consolidated Statutes of 1919, prohibiting indecent and boisterous language on highways so as to bring Jones County under the provisions of said act, with a favorable report.

H. B. 346, a bill to extend the term of office of the judge of the Recorder's Court of Currituck County and to re-enact Chapter 412 of the Public Local Laws of 1927, relating to his salary, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rodman: S. B. 212, a bill to amend Section 5171 of the Consolidated Statutes, relating to building and loan associations.

Referred to Committee on Judiciary No. 1.

By Senator Rodman: S. B. 213, a bill to amend Section 3301 of the Consolidated Statutes, relating to federal savings and loan associations.

Referred to Committee on Judiciary No. 1.

By Senator Council: S. B. 214, a bill to amend Section 6054 of the Consolidated Statutes, exempting Columbus County from the primary law for candidates for county office, members of the House of Representatives and the State Senate, and township offices.

Referred to Committee on Election Laws.

By Senator Ballentine: S. B. 215, a bill to amend Section 3, Chapter 281, Public Laws of 1931, being Section 962, (c), North Carolina Code, protecting bank deposits by clerks of the Superior Court.

Referred to Committee on Banking and Currency.

By Senators Ballentine, Warren and Council: S. B. 216, a bill to repeal Chapter 414 of Public Laws of 1937, relative to the taxing of dealers in scrap tobacco.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

House substitute for S. B. 65, a bill to amend Chapter 339 of the Public Laws of 1937, relative to search and seizure.

Referred to Committee on Judiciary No. 1.

H. B. 205, a bill to appropriate thirty thousand dollars ($30,000) to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese beetle might be controlled in this state, thereby preventing the state being placed under quarantine by the federal government.

Referred to Committee on Appropriations.

H. B. 206, a bill to erect a memorial to the memory of the late Captain Samuel A'Court Ashe on the western side of the State Capitol Grounds, Raleigh, North Carolina.

Referred to Committee on Judiciary No. 2.

H. B. 312, a bill to amend Chapter 169 of the Public Laws of 1937, relative to the duties of the State Textbook Commission.

Referred to Committee on Education.

H. B. 384, a bill to permit the school committee of the Moyock School, in Currituck County, to expend certain surplus funds now in the hands of the treasurer of Currituck County for improvements in and around the Moyock School.

Referred to Committee on Education.

H. B. 408, a bill to authorize the Board of Commissioners of Clay County to make available the proceeds of sale of county farm for purpose of rebuilding the Elf Public School in Clay County destroyed by fire.

Referred to Committee on Finance.

H. B. 412, a bill to amend Section 593 of the Consolidated Statutes, so as to clarify the power of the clerk of Superior Court to render default judgments in tax foreclosure actions.

Referred to Committee on Finance.

H. B. 415, a bill to regulate the operation of pool rooms and to prohibit public dances on Sundays in Chatham County.

Referred to Committee on Judiciary No. 1.

H. B. 423, a bill to amend Chapter 259 of the Public Local Laws of 1933, relating to tax collections in Hertford County.

Referred to Committee on Finance.

H. B. 444, a bill to amend Chapter 292 of the Public Laws of 1937, relating to the Real Estate Commission, so as to exclude New Hanover County therefrom.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 394, a bill to incorporate the grounds in connection and surrrounding Senter Primitive Baptist Church, in Ashe County, and providing for protection therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Fogler, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Ward, Warren, Watkins,—40.

The bill is ordered enrolled.

H. B. 259, a bill to fix the fees of jurors in the Superior Court of Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 332, a bill to amend Chapter 445 of the Public Local Laws of 1931, relating to the salary of the sheriff of Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 360, a bill to prohibit the manufacture, purchase, sale, dealing in, transportation, possession, advertisement and use of pyrotechnics in Pamlico County.

Passes its second and third readings and is ordered enrolled.

S. B. 141, a bill to repeal Chapter 155 of the Public Laws of 1935, being "An act to regulate and control the practice of photography."

Upon motion of Senator Hatcher, the bill is taken from the Calendar and re-referred to the Committee on Judiciary No. 2.

S. B. 168, a bill to authorize life imprisonment in lieu of the death penalty in capital cases, when recommended by the trial jury, and approved by the judge, upon third reading.

Passes its third reading and is ordered engrossed.

S. B. 175, a bill to amend Section 4018 of the Consolidated Statutes of 1919, Volume 1, as amended, relating to the investment of trust funds.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 200, a bill to amend Chapter 210, Public Laws of 1933, as amended, relating to the North Carolina State Bar to deal with unauthorized or illegal practice of law.

Upon motion of Senator Price, the bill is taken from the Calendar and re-referred to the Committee on Judiciary No. 2.

H. B. 18, a bill to provide graduate and professional courses for the negroes of North Carolina, upon third reading.

Passes its third reading and is ordered enrolled.

Upon motion of Senator Ballentine, the Senate adjourns to meet tomorrow at 12 o'clock M.

FORTY-NINTH DAY

SENATE CHAMBER,
Wednesday, March 1, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hatcher, the courtesies of the floor are extended to Sheriff Clyde Robinson and Honorable Jimmie Haynes of Gaston County.

Upon motion of Senator Bellamy, the courtesies of the galleries are extended to members of the Junior and Senior Classes of New Hanover High School and their teachers, Mr. Hamilton and Mrs. George LeGrand, of New Hanover County.

Upon motion of Senator Prince, the courtesies of the floor are extended to former Senator Lee Whitmire of Henderson County.

The President extends the courtesies of the floor to former Senator Sedbury of Richmond County.

Upon motion of Senator Bain, 1000 copies of S. B. 97, a bill to provide for the general welfare and to protect the health, efficiency, and general well-being of workers in the State of North Carolina by providing for the elimination of wage and hour standards detrimental to the health, efficiency and general well-being of workers, to prescribe minimum wage and maximum hour standards, and to provide for the further determination and establishment of minimum wages by industry; to provide for enforcement of such provisions and to prescribe the powers and duties of the Department of Labor under this act; to prescribe penalties for violations of this act or of orders or regulations of the Commissioner of Labor authorized hereunder; and to repeal such laws or parts of laws as are specifically provided for in this act, are ordered printed.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 115, an act to amend Chapter 277 of the Public Laws of 1933, relating to removal of cases in courts of justices of peace.

S. B. 167, an act relating to the allocation of the law enforcement fund receipts from alcoholic beverages control stores in Warren County.

H. B. 5, an act to amend Chapter 194 of the Public Laws of 1929, as amended, by Chapter 300 of the Public Laws of 1937, known as the "Pure Seed Law."

H. B. 18, an act to provide graduate and professional courses for the negroes of North Carolina.

H. B. 151, an act to amend Article 6 of Chapter 103 of the Consolidated Statutes, 1924, relative to the commitment of patients to the criminal insane hospitals of this state.

H. B. 259, an act to fix the fees of jurors in the Superior Court of Pasquotank County.

H. B. 287, an act to amend Chapter 25, Private Laws of 1887, same being "An act to incorporate the town of Maxton, Robeson County, North Carolina", so as to provide compensation for the mayor and commissioners of the said town.

H. B. 332, an act to amend Chapter 445 of the Public Local Laws of 1931, relating to the salary of the sheriff of Johnston County.

H. B. 350, an act authorizing the Board of County Commissioners of Tyrrell County to cause to be audited the financial records of said county and to levy a special tax therefor.

H. B. 352, an act to authorize the issuance of bonds of the state for reimbursing the State Treasury for advances made therefrom for permanent improvements at certain state institutions and for purchasing school books.

H. B. 360, an act to prohibit the manufacture, purchase, sale, dealing in, transportation, possession, advertisement and use of pyrotechnics in Pamlico County.

H. B. 365, an act to amend Section 5730 of the Consolidated Statutes, as to adoption of basal textbooks for use in the public schools of the state.

H. B. 394, an act to incorporate the grounds in connection and surrounding Senter Primitive Baptist Church, in Ashe County, and providing for protection therefor.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 168, a bill to authorize life imprisonment in lieu of the death penalty in capital cases, when recommended by the trial jury, and approved by the judge.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 211, a bill to regulate the sale of milk in the county of Burke, with a favorable report.

S. B. 207, a bill to amend Section 1664 of the Consolidated Statutes, pertaining to custody of children of divorced parents in cases where divorce was granted outside of North Carolina, with a favorable report.

S. B. 129, a bill to extend the terms of office of the Register of Deeds, the judge of the Iredell County Recorders Court, the solicitor of said Recorders Court, the Board of County Commissioners and the county surveyor of Iredell County, with a favorable report.

H. B. 409, a bill to extend the time of office for the Board of County Commissioners and surveyor of Clay County to four years, with a favorable report.

By Senator Ballentine, for the Committee on Banking and Currency:

S. B. 116, a bill to create a State Banking Commission; to abolish the Advisory Commission to the Commissioner of Banks; to define the duties of the State Banking Commission and the Commissioner of Banks, with a favorable report, as amended.

S. B. 189, a bill to amend Paragraph 2, Section 19, Chapter 146, Public Laws of 1927, as amended by Section 1, Chapter 37, Public Laws of 1929, with reference to "Daily deposits by collecting or receiving officers," with a favorable report, as amended.

S. B. 190, a bill to repeal Section 220, (i), Chapter 5, Article 5, Consolidated Statutes of North Carolina, with reference to payment of deposits in banks in the name of a minor and to enact a substitute section, with a favorable report.

S. B. 192, a bill to authorize the destruction of records of insolvent banks which have been fully liquidated, with a favorable report.

S. B. 215, a bill to amend Section 3, Chapter 281, Public Laws of 1931, being Section 962 (c), North Carolina Code, protecting bank deposits by clerks of the Superior Court, with a favorable report.

By Senator Palmer, for the Committee on Salaries and Fees:

H. B. 400, a bill providing for compensation for the commission of the town of Louisburg, North Carolina, with a favorable report.

By Senator Bellamy, for the Committee on Conservation and Development:

H. B. 103, a bill to amend Consolidated Statutes, 2099, Volume 1, 1919, relative to the regulation of game animals, game and non-game birds and fish on game preserves in North Carolina, with a favorable report.

H. B. 233, a bill to prohibit the catching of oysters of less than three inches in size in Pamlico County streams, with a favorable report.

S. B. 174, a bill providing for the extinguishment of any private right to operate any toll road or toll bridge through, in, or upon any state-owned lands owned and used by the state as a public park, with a favorable report.

S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development, with a favorable report.

H. B. 219, a bill to permit hunting rabbits in the snow in Iredell County, with an unfavorable report.

H. B. 315, a bill relating to hunting and fishing in Alamance County, with an unfavorable report.

By Senator Morphew, for the Committee on Election Laws:

H. B. 246, a bill to provide for the nomination and election of the County Commissioners of Yadkin County, with a favorable report.

H. B. 46, a bill to provide for the election of the tax collector of Polk County by the people of said county, with a favorable report.

H. B. 168, a bill to amend the state and Pamlico County Election Laws of 1937 and before, for the purpose of providing for the nomination of members of the Pamlico County Board of Education and election of members of Pamlico County Board of Commissioners, with a favorable report.

H. B. 324, a bill to amend Section 6054 of Volume 3 of the Consolidated Statutes, placing Clay County under the provisions of the State-wide Primary Law, with a favorable report.

H. B. 198, a bill to provide for the nomination and election of the County Commissioners of Perquimans County, with a favorable report.

H. B. 17, a bill to amend Section 6054 of Volume 3 of the Consolidated Statutes, so as to place Burke County under the State-wide Primary Laws, with a favorable report.

H. B. 61, a bill to amend Chapter 8 of the Private Laws of 1935, so as to change the time for municipal elections in the town of Taylorsville, Alexander County, and to provide for time when officers shall qualify, with a favorable report.

H. B. 123, a bill to place Caldwell County under the provisions of the State-wide Primary Law, with a favorable report.

S. B. 25, a bill to amend Section 6054, Volume 3, Article 17 of the Consolidated Statutes, placing Surry County under the State-wide Primary Law, with a favorable report.

S. B. 91, a bill to repeal Chapter 141 of the Public Laws of 1935, relative to the nomination of candidates for county offices in Avery County, with a favorable report.

By Senator Taylor, for the Committee on Finance:

H. B. 408, a bill to authorize the Board of County Commissioners of Clay County to make available the proceeds of sale of county farm for purpose of rebuilding the Elf Public School, in Clay County, destroyed by fire, with a favorable report.

H. B. 399, a bill to create the office of tax collector for the county of Halifax, to regulate the deposit of all county funds, to install necessary accounting systems to put this act into effect, and for other purposes, with a favorable report.

S. B. 163, a bill to prevent discriminatory taxation of banks chartered under the laws of the State of North Carolina, with an unfavorable report.

H. B. 345, a bill to validate tax sales made for the town of Davidson in Mecklenburg County, with a favorable report.

H. B. 423, a bill to amend Chapter 259 of the Public Local Laws of 1933, relating to tax collections in Hertford County, with a favorable report.

By Senator Folger, for the Committee on Education:

H. B. 333, a bill to permit Pender County to construct a teacher's home for the Long Creek-Grady School in Pender County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Larkins and Rodman: S. B. 217, a bill to amend Chapter 99 of the Public Laws of North Carolina, Session of 1937, with reference to the availability of funds by the Director of the Budget for expenditure.

Referred to Committee on Appropriations.

By Senators Larkins and Rodman: S. B. 218, a bill to amend Section 4 of Chapter 82 of the Private Laws of 1899 and make a mayor of the city of New Bern eligible for election as his own successor.

Referred to Committee on Election Laws.

By Senator Jewell: S. B. 219, a bill to repeal Chapter 297 of the Public Local Laws of 1931, relating to the election of County Commissioners for Richmond County.

Referred to Committee on Election Laws.

By Senator Long: S. B. 220, a bill to amend Section 5475 of the Consolidated Statutes, relating to caring for sanitation of schools and school grounds.

Referred to Committee on Public Health.

By Senator Ballentine: S. B. 211, a bill to amend Section 32, Chapter 60, Public Laws of 1931, as amended, so as to rewrite and re-enact said section.

Upon motion of Senator Ballentine, the bill is placed upon the Calendar.

By Senator Bain: S. B. 222, a bill to make the chairman of the County Board of Charities and Public Welfare a member of the County Board of Health in Wayne County, and to pay a per diem to members of the County Board of Charities and Public Welfare in said county.

Referred to Committee on Public Welfare.

By Senator Corey: S. B. 223, a bill to amend Section 2135 (a) of the Consolidated Statutes, relating to game.

Referred to Committee on Conservation and Development.

By Senator McIntyre: S. B. 224, a bill to declare the purposes for which the town of Lumberton holds title to certain real estate and to establish a Board of Trustees to control and manage the public golf course and recreational grounds owned by the town of Lumberton.

Referred to Committee on Judiciary No. 2.

By Senator Bellamy: S. B. 225, a bill to amend Chapter 145 of the Public Laws of 1931 so as to authorize the sentencing of prisoners for work on public grounds.

Upon motion of Senator Bellamy, the bill is placed upon the Calendar.

By Senator Bellamy, by request: S. B. 226, a bill relative to the title to the land built up and constructed in the town of Wrightsville Beach, in the county of New Hanover, as a result of certain erosion control work in said town.

Referred to Committee on Conservation and Development.

By Senator Taylor: S. B. 227, a bill to ratify the acts of G. D. Davidson and E. G. Jones, Justices of the Peace of Anson County.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 144, a bill to amend Chapter 164 of the Public Laws of 1929, relative to the method of marking ballots in a general election.

Referred to Committee on Election Laws.

H. B. 146, a bill to amend Chapter 165 of the Public Laws of North Carolina, Session 1933, as amended, and that section of said chapter designated as Consolidated Statutes, 5932, and that section designated as Consolidated Statutes, 6023, relating to the election laws.

Referred to Committee on Election Laws.

H. B. 364, a bill to create the office of collector of revenue for Bladen County and to fix his compensation and prescribe his duties.

Referred to Committee on Finance.

H. B. 373, a bill to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery and other counties, and making same applicable to Orange County.

Referred to Committee on Finance.

H. B. 401, a bill to revise the confederate pension rolls as to widows and colored servants eligible for the benefits of old age assistance.

Referred to Committee on Public Welfare.

H. B. 476, a bill enabling the city of Raleigh, the city of Durham, the county of Durham, and the county of Wake, to jointly establish an airport and providing for the maintenance of a joint airport by said cities and counties.

Referred to Committee on Counties, Cities and Towns.

H. B. 510, a bill to supplement the World War Veterans Loan Act of 1925, Chapter 155, Public Laws of 1925, by authorizing the Commissioner of Banks to exercise mortgage powers of sale where such powers were granted to defunct banks, and providing that the Commissioner of the World War Veterans Loan Fund may purchase the property at such sales.

Referred to Committee on Judiciary No. 2.

H. B. 516, a bill to authorize and empower Alamance County to acquire the Alamance Battle Ground property.

Upon motion of Senator Warren, the bill is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 483, a bill to increase the number of County Commissioners of Currituck County, to provide for the appointment of two additional members, and to provide for the nomination and election of said board.

Passes its second and third readings and is ordered enrolled.

H. B. 346, a bill to extend the term of office of the judge of the Recorder's Court of Currituck County and to re-enact Chapter 412 of the Public Local Laws of 1927, relating to his salary.

Passes its second and third readings and is ordered enrolled.

H. B. 305, a bill to authorize and empower the Board of Commissioners of Robeson County, and the Board of Commissioners of any municipality in said county, to accept proposals of settlement of claims in bankruptcy proceedings when approved by the bankruptcy court.

Passes its second and third readings and is ordered enrolled.

S. B. 206, a bill to amend Chapter 60, Public Laws of 1931, as amended, relative to the investment of sinking funds of units under the Local Government Commission in the shares of building and loan associations and federal savings and loan associations.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 201, a bill to amend Section 690 of the Consolidated Statutes of North Carolina, relating to sale days and places of sale of real property sold under execution, by order of court, or under power of foreclosure.

Passes its second and third readings and is ordered enrolled.

H. B. 265, a bill to prohibit the harboring of persons who have escaped from any prison, jail, reformatory, or asylum, or from the custody of peace officers.

Passes its second and third readings and is ordered enrolled.

H. B. 282, a bill to amend Public Laws of 1913, Chapter 40, it being section 4352, Volume 1 of the Consolidated Statutes of 1919, prohibiting indecent and boisterous language on highways so as to bring Jones County under the provisions of said Act.

Passes its second and third readings and is ordered enrolled.

H. B. 433, a bill to provide for the celebration in Fayetteville, North Carolina, of the one hundred and fiftieth anniversary of the ratification of the Constitution of the United States and the appointment of committees by the Governor, the Speaker of the House of Representatives, and the Lieutenant Governor for such purpose.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTIETH DAY

SENATE CHAMBER,
Thursday, March 2, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gold, the courtesies of the galleries are extended to members of the American History classes of Greensboro High School and their teachers, Mr. W. B. Aycock, Mrs. F. E. Thomas and Miss Margaret Moser, of Guilford County.

Upon motion of Senator Graham, the courtesies of the galleries are extended to Mrs. Roper, Caroline and Shelly Roper, wife and daughters of Representative Roper of Lincoln County and Mrs. William Hoffman of Lincoln County.

Upon motion of Senator Clark, the courtesies of the floor are extended to Honorable Sumter Brawley of Durham County.

Upon motion of Senator Halstead, the courtesies of the floor are extended to former Representative Zeb Vance Norman of Washington County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to Honorable J. Herman Canady of Lenoir County.

Upon motion of Senator Curtis, the courtesies of the galleries are extended to Mrs. R. T. Green of Buncombe County.

Upon motion of Senator Hatcher, the courtesies of the galleries are extended to H. B. Spruill, son of Senator Spruill, and R. N. Hoggard of Bertie County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to Cadet Ottway Burton of the United States Military Academy at West Point.

Upon motion of Senator Corey, the courtesies of the floor are extended to Ray Oglesby of Pitt County.

Upon motion of Senator Gold, the courtesies of the floor are extended to Dr. B. I. Humphries, President of High Point College, of Guilford County.

Upon motion of Senator Gregory, the courtesies of the galleries are extended to the tenth grade of the Bladenboro High School and its teacher, Mr. H. S. Warlick, of Bladen County.

Upon motion of Senator Long, the courtesies of the floor are extended to former Senator Robert L. Coburn of Martin County.

Conference Report

Senator Taylor for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on H. B. 104, a bill to amend Section 945 of the Consolidated Statutes of 1919, relative to the attendance of clerks of Superior Courts at their offices, submits the following report:

To the President of the Senate and the
Speaker of the House of Representatives:

The undersigned Conferees on the part of the House and Senate on H. B. 104, entitled "A bill to be entitled an act to amend Section 945 of the Consolidated Statutes of 1919, relative to the attendance of clerks of Superior Courts at their offices", have taken under consideration the amendments

offered to the House Bill by the Senate and agree and recommend the following:

That the House concur in the Senate amendments.

Respectfully submitted,

H. P. TAYLOR,
K. CLYDE COUNCIL,
Conferees on the part of the Senate.

W. D. HOLOMAN,
W. F. TAYLOR,
U. S. PAGE,
Conferees on the part of the House.

Upon motion of Senator Taylor, the report is adopted and a message is ordered sent to the House of Representatives, informing that Body of such action.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 87, an act to amend Consolidated Statutes, 1438, relating to the jurisdiction of resident judges and judges holding the courts of the districts.

S. B. 154, an act to amend Section 5337 of the Consolidated Statutes of 1919, Volume 2, in regard to appointing drainage commissioners for Chadbourn Drainage District, Columbus County, and to adjust the boundaries thereof.

H.B. 201, an act to amend Section 690 of the Consolidated Statutes of North Carolina, relating to sale days and places of sale of real property sold under execution, by order of court, or under power of foreclosure.

H. B. 265, an act to prohibit the harboring of persons who have escaped from any prison, jail, reformatory, or asylum, or from the custody of peace officers.

H. B. 282, an act to amend Public Laws of 1913, Chapter 40, it being Section 4352, Volume 1 of the Consolidated Statutes of 1919, prohibiting indecent and boisterous language on highways, so as to bring Jones County under the provisions of said act.

H. B. 305, an act to authorize and empower the Board of Commissioners of Robeson County, and the Board of Commissioners of any municipality in said county, to accept proposals of settlement of claims in bankruptcy proceedings when approved by the bankruptcy court.

H. B. 346, an act to extend the term of office of the judge of the Recorder's Court of Currituck County and to re-enact Chapter 412 of the Public Local Laws of 1927, relating to his salary.

H. B. 433, an act to provide for the celebration in Fayetteville, North Carolina, of the 150th anniversary of the ratification of the Constitution of the United States and the appointment of committees by the Governor, the Speaker of the House of Representatives, and the Lieutenant Governor for such purpose.

H. B. 483, an act to increase the number of County Commissioners of Currituck County, to provide for the appointment of two additional members, and to provide for the nomination and election of said board.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morphew, for the Committee on Election Laws:

S. B. 214, a bill to amend Section 6054 of the Consolidated Statutes, exempting Columbus County from the Primary Law for candidates for county office, members of the House of Representatives and the State Senate, and township offices, with a favorable report.

S. B. 218, a bill to amend Section 4 of Chapter 82 of the Private Laws of 1899 and make a mayor of the city of New Bern eligible for election as his own successor, with a favorable report.

By Senator Separk, for the Committee on Manufacturing, Labor and Commerce:

S. B. 137, a bill to amend the labor laws relating to mines and quarries, with a favorable report.

By Senator Clark, for the Committee on Agriculture:

H. B. 137, a bill to repeal Chapter 124 of the Public Local Laws of 1937, creating a Livestock Commission for Macon County and authorizing the Board of County Commissioners to purchase pure bred stock, with a favorable report.

H. B. 237, a bill to regulate the sale of livestock, poultry and cured meats in Washington County, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 213, a bill to amend Section 3301 of the Consolidated Statutes, relating to federal savings and loan associations, with a favorable report.

S. B. 227, a bill to ratify the acts of G. D. Davidson and E. G. Jones, Justices of the Peace of Anson County, with a favorable report.

H. B. 415, a bill to regulate the operation of pool rooms and to prohibit public dances on Sundays in Chatham County, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 224, a bill to declare the purposes for which the town of Lumberton holds title to certain real estate and to establish a Board of Trustees to control and manage the public golf course and recreational grounds owned by the town of Lumberton, with a favorable report.

S. B. 95, a bill to prevent claims for additional compensation, fees or payment after sale of phonograph records, transcriptions or any form of recorded music and entertainment, or collection of licenses for the use of same after sale, by any performing artist, manufacturer or organization representing such performing artist or manufacturer, and to protect the purchaser thereof in its or their use for any purpose whatsoever, with a favorable report.

H. B. 510, a bill to supplement the World War Veterans Loan Act of 1925, Chapter 155, Public Laws of 1925, by authorizing the Commissioner of Banks to exercise mortgage powers of sale where such powers were granted to defunct banks, and providing that the Commissioner of the World War Veterans Loan Fund may purchase the property at such sales, with a favorable report.

H. B. 206, a bill to erect a memorial to the memory of the late Captain Samuel A'Court Ashe on the western side of the State Capitol grounds, Raleigh, North Carolina, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bruton: S. B. 228, a bill to extend the terms of office of judge of the Recorder's Court, the County Commissioners and the Register of Deeds for Montgomery County.

Upon motion of Senator Bruton, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Lumpkin and Ballentine: S. B. 229, a bill to amend Section 216 (a), Article 1, Chapter 5, Consolidated Statutes of North Carolina: Section 225 (a), Article 10, Chapter 5, Consolidated Statutes of North Carolina: Section 225 (f), Article 10, Consolidated Statutes of North Carolina: Section 225 (m), Article 10, Chapter 5, Consolidated Statutes of North Carolina: adding a new section to be known as Section 224 (k): and repealing Chapter 124, Public Laws of 1937, so as to more clearly define the powers of industrial banks and of commercial banks; savings banks and trust companies.

Referred to Committee on Banking and Currency.

By Senators Corey, Sutton, Separk, Cogburn, Joyner and Graham: S. B. 230, a bill to authorize and direct the Governor of the State of North Caro-

lina to appoint a commissioner to find the facts relative to county claims for road refunds.

Referred to Committee on Public Roads.

By Senator Bellamy: S. R. 231, a resolution memorializing the Congress of the United States to enact legislation amending the Merchant Marine Act of 1936.

Upon motion of Senator Bellamy, the resolution is placed upon the Calendar.

By Senator Long: S. B. 232, a bill to prohibit the adulteration and misbranding of foods, drugs, cosmetics and devices; to prohibit false advertisement of the same, and to render the provisions of the state law and the enforcement and administration of the same uniform with federal legislation, enforcement and administration on the subject, and for other purposes.

Referred to Committee on Public Health.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 503, a bill to establish a schedule of fees for the Justices of the Peace of Scotland County.

Referred to Committee on Salaries and Fees.

H. B. 507, a bill to amend Section 3, Chapter 281, Public Laws of 1931, being Section 962 (c), North Carolina Code, protecting bank deposits by clerks of the Superior Court.

Upon motion of Senator Ballentine, the bill is placed upon the Calendar.

H. B. 508, a bill to prohibit "bootlegging" and to prohibit the sale of wine and to prohibit the sale of beer on Sunday in Cleveland County.

Referred to Committee on Finance.

H. B. 493, a bill authorizing the County Commissioners of Avery County to make adjustments with delinquent taxpayers as to penalties, interest and cost.

Referred to Committee on Finance.

H. B. 494, a bill to amend Section 2 of Chapter 681 of the Public Local Laws of 1927, authorizing the employment of a part time chairman of the Board of County Commissioners of Alamance County.

Referred to Committee on Counties, Cities and Towns.

H. B. 498, a bill to fix the compensation of the solicitor or prosecuting attorneys and the recorder of the several Recorder's Courts of Robeson County.

Referred to Committee on Salaries and Fees.

H. B. 235, a bill to empower the Board of Commissioners of the town of Apex to sell certain real estate at public or private sale.

Referred to Committee on Judiciary No. 1.

H. B. 335, a bill regulating the sale of wine and beer in Johnston County on Sunday.

Referred to Committee on Judiciary No. 2.

H. B. 410, a bill to validate certain sales of real and personal property made by sheriffs under execution.

Referred to Committee on Judiciary No. 2.

H. B. 110, a bill to provide for absentee electors to vote in general elections, and to repeal all existing laws relating to absentee voting by absentee ballots.

Referred to Committee on Election Laws.

H. B. 411, a bill to fix the term of office of certain officials of Jackson County.

Referred to Committee on Judiciary No. 2.

H. B. 440, a bill to amend Chapter 379, Public Laws of 1935, as to clerks fees in Beaufort County.

Referred to Committee on Salaries and Fees.

H. B. 442, a bill to relieve E. H. Murray, former clerk of the Superior Court, Alamance County, from payment of funds stolen by the court house janitor.

Referred to Committee on Judiciary No. 2.

H. B. 443, a bill authorizing elections by school districts in Lee County for the purpose of supplementing state school funds.

Referred to Committee on Education.

H. B. 445, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Onslow County.

Referred to Committee on Judiciary No. 1.

H. B. 485, a bill to repeal Chapter 128, Public Local Laws of 1935, and Chapter 209, Public Local Laws of 1931, and to grant the commissioners of Carteret County the power to fix all salaries of employees.

Referred to Committee on Salaries and Fees.

H. B. 487, a bill to repeal Chapter 185, Public Laws, 1929, entitled "An act to prevent the burning of timber lands in Onslow County during the months from March to November inclusive.

Referred to Committee on Propositions and Grievances.

H. B. 537, a bill to ratify and confirm the acts of the trustees of the Troy school district and the Board of Education of Montgomery County in conveying title to certain property in Montgomery County.

Referred to Committee on Propositions and Grievances.

H. B. 453, a bill to create the office of tax collector for the county of Cleveland.

Referred to Committee on Finance.

H. B. 455, a bill to amend Chapter 243, Public Local Laws of 1911, relating to trial by jury in the Recorders Court of Cleveland County.

Referred to Committee on Judiciary No. 1.

H. B. 458, a bill to extend the term of office for Register of Deeds in Hyde County to four years.

Referred to Committee on Judiciary No. 2.

H. B. 434, a bill to repeal Chapter 609 of the Public Local Laws of 1937, relating to Warren County.

Referred to Committee on Judiciary No. 2.

H. B. 435, a bill for the relief of W. G. Harrison and wife, Desser Roberts Harrison, of Warren County.

Referred to Committee on Propositions and Grievances.

H. B. 437, a bill to amend Chapter 356 of the Public Local Laws of 1937, relating to the adjustment of delinquent taxes in Pender County and creating a commission for effecting such adjustments.

Referred to Committee on Finance.

H. B. 460, a bill to amend Chapter 148 of the Public Laws of 1927, relating to parking in front of fire hydrant, fire stations or private driveway.

Referred to Committee on Propositions and Grievances.

H. B. 462, a bill to repeal Chapter 308 of the Public Local Laws of 1935, relating to a jury commission for Clay County.

Referred to Committee on Judiciary No. 1.

H. B. 469, a bill to fix the term of office of the members of the Board of Commissioners of Polk County.

Referred to Committee on Judiciary No. 2.

H. B. 417, a bill to repeal Section 220 (i), Chapter 5, Article 5, Consolidated Statutes of North Carolina, with reference to payment of deposits in banks in the name of a minor and to enact a substitute section.

Upon motion of Senator Ballentine, the bill is placed upon the Calendar.

H. B. 452, a bill to fix the per diem compensation of members of the rural electrification authority.

Referred to Committee on Judiciary No. 2.

H. B. 464, a bill to amend Chapter 49 of the Public Laws of 1937, with regard to the duties of alcoholic beverage control officers and other peace officers in enforcing prohibition laws.

Referred to Committee on Judiciary No. 1.

H. B. 465, a bill to provide a four year term of office for the Register of Deeds of Beaufort County, hereafter elected.

Referred to Committee on Judiciary No. 1.

H. B. 489, a bill to amend Chapter 213 of the Private Laws of 1903, allowing compensation to the councilmen of the town of Plymouth and increasing the salary of the mayor of said town.

Referred to Committee on Salaries and Fees.

H. B. 492, a bill to permit the County Commissioners of Lincoln County to sell certain lands belonging to the county.

Referred to Committee on Judiciary No. 1.

H. B. 447, a bill to amend Chapter 281 of the Public Laws of 1931, with regard to investments by clerks of the Superior Court.

Referred to Committee on Finance.

House of Representatives,
Wednesday, March 1, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 478, entitled "to fix the salary and the term of office of the judge of Recorder's Court of Pamlico County", for further consideration by the House.

Respectfully,
W. A. Baker,
Principal Clerk.

Upon motion of Senator Rodman, the bill is ordered returned to the House of Representatives.

HOUSE OF REPRESENTATIVES,
Wednesday, March 1, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of H. B. 231, entitled "to authorize the Board of Commissioners of Pamlico County to provide for social service case worker."

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Rodman, the bill is ordered returned to the House of Representatives.

HOUSE OF REPRESENTATIVES,
Wednesday, March 1, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 479, entitled "to aid in the collection of taxes in Pamlico County", for further consideration by the House.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Rodman, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 211, a bill to regulate the sale of milk in the County of Burke, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Ward, Warren, Watkins,—39.

H. B. 333, a bill to permit Pender County to construct a teacher's home for the Long Creek-Grady School in Pender County, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Ward, Warren, Watkins,—39.

H. B. 399, a bill to create the office of tax collector for the county of Halifax, to regulate the deposit of all county funds, to install necessary accounting systems to put this act into effect, and for other purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Ward, Warren, Watkins,—39.

S. B. 25, a bill to amend Section 6054, Volume 3, Article 17 of the Consolidated Statutes, placing Surry County under the state-wide primary law.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 91, a bill to repeal Chapter 141 of the Public Laws of 1935, relative to the nomination of candidates for county offices in Avery County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 129, a bill to extend the terms of office of the Register of Deeds, the judge of the Iredell County Recorders Court, the solicitor of said recorders court, the Board of County Commissioners and the county surveyor of Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 17, a bill to amend Section 6054 of Volume 3 of the Consolidated Statutes, so as to place Burke County under the state-wide primary laws.

Passes its second and third readings and is ordered enrolled.

H. B. 46, a bill to provide for the election of the tax collector of Polk County by the people of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 61, a bill to amend Chapter 8 of the Private Laws of 1935, so as to change the time for municipal elections in the town of Taylorsville, Alexander County, and to provide for time when officers shall qualify.

Passes its second and third readings and is ordered enrolled.

H. B. 123, a bill to place Caldwell County under the provisions of the state-wide primary law.

Passes its second and third readings and is ordered enrolled.

H. B. 168, a bill to amend the state and Pamlico County Election Laws of 1937 and before, for the purpose of providing for the nomination of members of the Pamlico County Board of Education and the nomination and election of members of Pamlico County Board of Commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 198, a bill to provide for the nomination and election of the County Commissioners of Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 233, a bill to prohibit the catching of oysters of less than three inches in size in Pamlico County streams.

Passes its second and third readings and is ordered enrolled.

H. B. 246, a bill to provide for the nomination and election of County Commissioners of Yadkin County.

Passes its second and third readings and is ordered enrolled.

H. B. 324, a bill to amend Section 6054 of Volume 3 of the Consolidated Statutes, placing Clay County under the provisions of the state-wide primary law.

Passes its second and third readings and is ordered enrolled.

H. B. 345, a bill to validate tax sales made for the town of Davidson in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 400, a bill providing for compensation for the Commissioners of the town of Louisburg, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 408, a bill to authorize the Board of County Commissioners of Clay County to make available the proceeds of sale of county farm for purpose of rebuilding the Elf Public School in Clay County, destroyed by fire.

Passes its second and third readings and is ordered enrolled.

H. B. 409, a bill to extend the time of office for the Board of County Commissioners and surveyor of Clay County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 423, a bill to amend Chapter 259 of the Public Local Laws of 1933, relating to tax collections in Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 516, a bill to authorize and empower Alamance County to acquire the Alamance Battle Ground property.

Passes its second and third readings and is ordered enrolled.

S. B. 116, a bill to create a State Banking Commission, to abolish the Advisory Commission to the Commissioner of Banks; to define the duties of the State Banking Commission and the Commissioner of Banks.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 174, a bill providing for the extinguishment of any private right to operate any toll road or toll bridge through, in, or upon any state-owned lands owned and used by the state as a public park.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 189, a bill to amend Paragraph 2, Section 19, Chapter 146, Public Laws of 1927, as amended by Section 1, Chapter 37, Public Laws of 1929, with reference to "Daily deposits by collecting or receiving officers".

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 190, a bill to repeal Section 220 (i), Chapter 5, Article 5, Consolidated Statutes of North Carolina, with reference to payment of deposits in banks in the name of a minor and to enact a substitute section.

Upon motion of Senator Ballentine, action on the bill is postponed indefinitely.

S. B. 192, a bill to authorize the destruction of records of insolvent banks which have been fully liquidated.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 207, a bill to amend Section 1664 of the Consolidated Statutes, pertaining to custody of children of divorced parents in cases where divorce was granted outside of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development.

Upon motion of Senator Rodman, the bill is taken from the Calendar and re-referred to the Committee on Appropriations.

S. B. 215, a bill to amend Section 3, Chapter 281, Public Laws of 1931, being Section 962 (c), North Carolina Code, protecting bank deposits by clerks of the Superior Court.

Upon motion of Senator Ballentine, action on the bill is postponed indefinitely.

S. B. 221, a bill to amend Section 32, Chapter 60, Public Laws of 1931, as amended, so as to rewrite and re-enact said section.

Senator Ballentine offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 225, a bill to amend Chapter 145 of the Public Laws of 1931, so as to authorize the sentencing of prisoners for work on public grounds.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 103, a bill to amend Consolidated Statutes 2099, Volume 1, 1919, relative to the regulation of game animals, game and non-game birds and fish on game preserves in North Carolina.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTY-FIRST DAY

SENATE CHAMBER,
Friday, March 3, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Representative Norman Boren of Guilford County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to Solicitor David Sinclair of the Eighth Judicial District.

Upon motion of Senator Long, one thousand copies of S. B. 232, a bill to prohibit the adulteration and misbranding of foods, drugs, cosmetics and devices; to prohibit false advertisement of the same, and to render the provisions of the state law and the enforcement and administration of the same uniform with federal legislation, enforcement, and administration on the subject, and for other purposes, are ordered printed.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 103, an act to amend Consolidated Statutes, 2099, Volume 1, 1919, relative to the regulation of game animals, game and non-game birds and fish on game preserves in North Carolina.

H. B. 123, an act to place Caldwell County under the provisions of the state-wide primary law.

H. B. 168, an act to amend the state and Pamlico County Election Laws of 1937 and before, for the purpose of providing for the nomination of members of the Pamlico County Board of Education and the nomination and election of members of Pamlico County Board of Commissioners.

H. B. 198, an act to provide for the nomination and election of the County Commissioners of Perquimans County.

H. B. 233, an act to prohibit the catching of oysters of less than three inches in size in Pamlico County streams.

H. B. 324, an act to amend Section 6054 of Volume 3 of the Consolidated Statutes, placing Clay County under the provisions of the state-wide primary law.

H. B. 345, an act to validate tax sales made for the town of Davidson in Mecklenburg County.

H. B. 400, an act providing for compensation for the commissioners of the town of Louisburg, North Carolina.

H. B. 408, an act to authorize the Board of Commissioners of Clay County to make available the proceeds of sale of county farm for purpose of rebuilding the Elf Public School, in Clay County, destroyed by fire.

H. B. 409, an act to extend the time of office for the Board of County Commissioners and surveyor of Clay County to four years.

H. B. 423, an act to amend Chapter 259 of the Public Local Laws of 1933, relating to tax collections in Hertford County.

H. B. 516, an act to authorize and empower Alamance County to acquire the Alamance Battle Ground property.

S. B. 79, an act to authorize the state, counties, municipalties, and other taxing subdivisions of the state, to compromise tax claims against any railroad company in which the state owns a majority of the stock.

S. R. 138, a joint resolution for the suitable observance of "Flag Week".

S. B. 55, an act to amend Chapter 86 of the Public Laws of 1937, relating to the State Board of Examiners of Tile Contractors and the licensing of persons engaged in tile contracting business.

S. B. 136, an act to amend Chapter 423 of the Public Local Laws of 1935 and to provide additional means for the collection of taxes in Surry County.

S. B. 152, an act relating to the disposition of surplus funds remaining after the payment of certain Wilson Township good roads bonds.

S. B. 177, an act to validate sales of land for taxes in Granville County.

S. B. 178, an act to provide for adjustment of certain assessments made for paving and street assessments in the town of Scotland Neck and to validate such adjustments heretofore made.

S. B. 181, an act to authorize the issuance of notes of the state for the purpose of paying appropriations.

S. B. 187, an act to provide for the distribution of the profits from alcoholic beverage control stores in Johnston County.

H. B. 17, an act to amend Section 6054 of Volume 3 of the Consolidated Statutes, so as to place Burke County under the state-wide primary laws.

H. B. 46, an act to provide for the election of the tax collector of Polk County by the people of said county.

H. B. 61, an act to amend Chapter 8 of the Private Laws of 1935, so as to change the time for municipal elections in the town of Taylorsville, Alexander County, and to provide for time when officers shall qualify.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Folger, for the Committee on Education:

S. B. 105, a bill to further promote the safety of school children, with an unfavorable report.

H. B. 312, a bill to amend Chapter 169 of the Public Laws of 1937, relative to the duties of the State Textbook Commission, with a favorable report.

H. B. 384, a bill to permit the school committee of the Moyock School, in Currituck County, to expend certain surplus funds now in the hands of the treasurer of Currituck County for improvements in and around the Moyock School, with a favorable report.

By Senator Barber, for the Committee on Public Welfare:

S. B. 222, a bill to make the chairman of the county board of charities and public welfare a member of the county board of health in Wayne County, and to pay a per diem to members of the county board of charities and public welfare in said county, with a favorable report.

By Senator Rodman, for the Committee on Appropriations:

S. B. 217, a bill to amend Chapter 99 of the Public Laws of North Carolina, Session of 1937, with reference to the availability of funds by the director of the budget for expenditure, with a favorable report.

H. B. 401, a bill to revise the confederate pension rolls as to widows and colored servants eligible for the benefits of old age assistance, with a favorable report.

H. B. 205, a bill to appropriate thirty thousand dollars ($30,000) to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese beetle might be controlled in this state thereby preventing this state being placed under quarantine by the federal government, with a favorable report.

S. B. 194, a bill to authorize the treasurer of the State of North Carolina to reimburse Doctor Hubert A. Royster, of Raleigh, for money paid by him on account of a judgment against him in a case for services rendered the State of North Carolina, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

H. B. 465, a bill to provide a four year term of office for the Register of Deeds of Beaufort County, hereafter elected, with a favorable report.

S. B. 212, a bill to amend Section 5171 of the Consolidated Statutes, relating to building and loan associations, with a favorable report, as amended.

H. B. 302, a bill to permit regulation of fares, or rates for transportation of persons by jitney buses, taxicabs and similar motor vehicles carrying passengers for hire in the city of Asheville, Buncombe County, with a favorable report.

House substitute for S. B. 65, a bill to amend Chapter 339 of the Public Laws of 1937, relative to search and seizure, with a favorable report.

H. B. 492, a bill to permit the County Commissioners of Lincoln County to sell certain lands belonging to the county, with a favorable report.

H. B. 462, a bill to repeal Chapter 308 of the Public Local Laws of 1935, relating to a jury commission for Clay County, with a favorable report.

H. B. 455, a bill to amend Chapter 243, Public Local Laws of 1911, relative to trial by jury in the Recorders Court of Cleveland County, with a favorable report.

Upon motion of Senator Gardner, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 445, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Onslow County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Blythe: S. R. 233, a joint resolution ordering the clerks of the Senate and the House of Representatives to prepare and submit to the Board of Commissioners of Mecklenburg County certified copies of the legislative journals of the Session of the General Assembly which met in Charlotte, North Carolina.

Upon motion of Senator Blythe, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Bruton: S. B. 234, a bill to prohibit the sale of wine and beer in Montgomery County.

Referred to Committee on Finance.

By Senator Watkins: S. B. 235, a bill to regulate the grand jury of Granville County.

Referred to Committee on Judiciary No. 2.

By Senator Long: S. B. 236, a bill to amend Chapter 338 of the Public Laws of Session 1901 and as amended by Chapter 36 of the Public Laws, Session 1917, and Chapter 88 of the Public Laws, Session of 1919, and Chapter 174 of the Public Laws, Session 1931, the same being Sections 6777, 6778, 6780, 6781, 6782, 6783, and 6784 of the North Carolina Code relating to the licensing of embalmers, and providing for the licensing of funeral directors.

Referred to Committee on Judiciary No. 1.

By Senator Morphew: S. B. 237, a bill to amend the Consolidated Statutes of 1919 by striking out Section 3537 and inserting in lieu thereof a new section relative to the separate accommodation of white and colored passengers upon street cars and other passenger vehicles.

Referred to Committee on Public Utilities.

By Senator Boyette: S. B. 238, a bill to permit Moore County to convey to Moore County Hospital, Incorporated, certain real estate and property upon which Moore County Hospital is situated.

Upon motion of Senator Boyette, the bill is placed upon the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 448, a bill to amend Chapter 359, Public Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units, and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

Referred to Committee on Finance.

H. B. 451, a bill validating a certain note of the town of Graham and authorizing the issuance of bonds of said town to fund said note.

Referred to Committee on Finance.

H. B. 459, a bill amending Chapter 109, Private Laws 1933, as amended, the same being entitled "An act relating to special assessments levied by the city of Greensboro".

Referred to Committee on Finance.

H. B. 419, a bill to amend Paragraph 2, Section 19, Chapter 146, Public Laws of 1927, as amended, by Section 1, Chapter 37, Public Laws of 1929, with reference to daily deposits by collecting or receiving officers.

Referred to Committee on Judiciary No. 1.

H. B. 422, a bill to amend Section 4481 of the Consolidated Statutes, Volume 3, 1924, relative to the regulation of landlord and tenant.

Referred to Committee on Judiciary No. 2.

H. B. 424, a bill to amend Chapter 295, Private Laws of 1903, as amended, by Chapter 264, Private Laws of 1915, relative to the charter of the town of Hertford, by providing for the addition of one commissioner making the total four, and providing for the nomination of the mayor and commissioners by primary, and providing that the mayor may also act in the capacity of city manager.

Referred to Committee on Counties, Cities and Towns.

H. B. 470, a bill empowering the town of Blowing Rock to regulate seasonal businesses and defining the same.

Referred to Committee on Propositions and Grievances.

H. B. 471, a bill to provide compensation to the parents of Hazel Lee Stewart, deceased, who was killed by a school bus at Cooleemee in Davie County.

Referred to Committee on Education.

H. B. 472, a bill to authorize the Board of Education of Davie County to lease or sell abandoned school property.

Referred to Committee on Education.

H. B. 544, a bill to amend Section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by Chapter 156 of the Public Laws of 1931, relating to reports of the Clerk of the Superior Court of Wayne County.

Referred to Committee on Courts and Judicial Districts.

H. B. 557, a bill to provide for the revaluation of all property, real and personal, subject to taxation in Gates County.

Upon motion of Senator Halstead, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 562, a bill to make the per diem of the members of the Board of Education of Wayne County equal to that of the members of the Board of County Commissioners.

Referred to Committee on Education.

H. B. 425, a bill to authorize the County Commissioners of Northampton County to fix the allowance to tax collectors for tax sales certificates and to levy a special tax for maintenance of the Superior Court, the Recorders Court and the county jail.

Referred to Committee on Finance.

H. B. 432, a bill to amend the town charter of town of Ahoskie.

Referred to Committee on Counties, Cities and Towns.

H. B. 438, a bill to authorize the Commissioners of Caswell County to levy a special tax for the support of the poor, maintenance of county health work, for operating the courts and for an inventory of the tax books of said county.

Referred to Committee on Finance.

H. B. 484, a bill to amend Chapter 187, Private Laws of 1925, same being "An act to change the corporate limits of the city of Monroe," so as to correct and redefine the corporate limits of the city of Monroe, and to prescribe punishment for disturbing markers placed thereon by the city of Monroe.

Referred to Committee on Counties, Cities and Towns.

H. B. 501, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount.

Referred to Committee on Counties, Cities and Towns.

H. B. 509, a bill to prohibit the sale of wine and beer and the operation of pool tables and pool rooms, and regulating the closing of filling stations on Sunday in Greene County.

Referred to Committee on Finance.

H. B. 533, a bill to amend Section 32, Chapter 60, Public Laws of 1931, as amended, so as to rewrite and re-enact said section.

Referred to Committee on Propositions and Grievances.

H. B. 542, a bill to regulate and control the operation of loud speakers on radios and victrolas within a distance of one mile of the corporate limits of any city or town in Wayne County.

Upon motion of Senator Bain, the bill is placed upon the Calendar.

H. B. 543, a bill relative to tax foreclosure suits in Wayne County.

Referred to Committee on Finance.

H. B. 252, a bill to create a State Banking Commission; to abolish the Advisory Commission to the Commissioner of Banks; to define the duties of the State Banking Commission and the Commissioner of Banks.

Referred to Committee on Banking and Currency.

H. B. 317, a bill validating, ratifying, approving and confirming certain bonds and other instruments or obligations heretofore issued, and validating, ratifying, approving and confirming certain proceedings heretofore taken by towns, cities, counties and sanitary districts of the State of North Carolina.

Referred to Committee on Finance.

H. B. 397, a bill to validate certain bonds of the town of Zebulon and authorize the issuance of refunding and funding bonds of said town.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 211, a bill to regulate the sale of milk in the county of Burke, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles,

Fearing, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, Morphew, Palmer, Separk, Spruill, Sutton, Thomas, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered sent to the House of Representatives.

H. B. 333, a bill to permit Pender County to construct a teachers' home for the Long Creek-Grady School in Pender County, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, Morphew, Palmer, Separk, Spruill, Sutton, Thomas, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 399, a bill to create the office of tax collector for the county of Halifax, to regulate the deposit of all county funds, to install necessary accounting systems to put this act into effect, and for other purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, Morphew, Palmer, Separk, Spruill, Sutton, Thomas, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

S. B. 218, a bill to amend Section 4 of Chapter 82 of the Private Laws of 1899 and make a mayor of the city of New Bern eligible for election as his own successor, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, Morphew, Palmer, Separk, Spruill, Sutton, Thomas, Ward, Warren, Watkins, Wellons,—34.

H. B. 237, a bill to regulate the sale of livestock, poultry and cured meats in Washington County, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Larkins, Long, Lumpkin, Morphew, Palmer, Separk, Spruill, Sutton, Thomas, Ward, Warren, Watkins, Wellons,—34.

S. B. 214, a bill to amend Section 6054 of the Consolidated Statutes exempting Columbus County from the primary law for candidates for county office, members of the House of Representatives and the State Senate and township offices.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 224, a bill to declare the purposes for which the town of Lumberton holds title to certain real estate and to establish a Board of Trustees to control and manage the public golf course and recreational grounds owned by the town of Lumberton.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 227, a bill to ratify the acts of G. D. Davidson and E. G. Jones, Justices of the Peace of Anson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 137, a bill to repeal Chapter 124 of the Public Local Laws of 1937, creating a Livestock Commission for Macon County and authorizing the Board of County Commissioners to purchase purebred stock.

Passes its second and third readings and is ordered enrolled.

H. B. 415, a bill to regulate the operation of pool rooms and to prohibit public dances on Sundays in Chatham County.

Passes its second and third readings and is ordered enrolled.

S. B. 95, a bill to prevent claims for additional compensation, fees or payment after sale of phonograph records, transcriptions or any form of recorded music and entertainment, or collection of licenses for the use of same after sale, by any performing artist, manufacturer or organization representing such performing artist or manufacturer, and to protect the purchaser thereof in its or their use for any purpose whatsoever.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 137, a bill to amend the labor laws, relating to mines and quarries.

Upon motion of Senator Hatcher, action on the bill is deferred until Monday, March 6, 1939.

S. B. 213, a bill to amend Section 3301 of the Consolidated Statutes, relating to Federal Savings and Loan Associations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 231, a joint resolution memorializing the Congress of the United States to enact legislation amending the Merchant Marine Act of 1936.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 206, a bill to erect a memorial to the memory of the late Captain Samuel A'Court Ashe on the western side of the State Capitol grounds, Raleigh, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 417, a bill to repeal Section 220 (i), Chapter 5, Article 5, Consolidated Statutes of North Carolina with reference to payment of deposits in banks in the name of a minor and to enact a substitute section.

Passes its second and third readings and is ordered enrolled.

H. B. 507, a bill to amend Section 3, Chapter 281, Public Laws of 1931, being Section 962 (c), North Carolina Code, protecting bank deposits by clerks of the Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 510, a bill to supplement the World War Veterans Loan Act of 1925, Chapter 155, Public Laws of 1925, by authorizing the Commissioner of Banks to exercise mortgage powers of sale where such powers were granted to defunct banks, and providing that the Commissioner of the World War Veterans Loan Fund may purchase the property at such sales.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 10:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

FIFTY-SECOND DAY

SENATE CHAMBER,
Saturday, March 4, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Ballentine for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Graham, the courtesies of the galleries are extended to Mrs. Clarence Howland of Catskill, N. Y., daughter of former Lieutenant Governor W. L. Maulden of South Carolina.

Upon motion of Senator Curtis, the courtesies of the galleries are extended to Editor Charles M. Douglas of the Transylvania Times, Transylvania County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 189, a bill to amend Paragraph 2, Section 19, Chapter 146, Public Laws of 1927, as amended by Section 1, Chapter 37, Public Laws of 1929, with reference to "Daily deposits by collecting or receiving officers".

S. B. 221, a bill to amend Section 32, Chapter 60, Public Laws of 1931, as amended, so as to rewrite and re-enact said section.

S. B. 116, a bill to create a State Banking Commission; to abolish the Advisory Commission to the Commissioner of Banks; to define the duties of the State Banking Commission and the Commissioner of Banks.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ballentine: S. B. 239, a bill to amend Section 225 (f), Article 10, Chapter 5, Consolidated Statutes of North Carolina, so as to more clearly define the powers of industrial banks.

Referred to Committee on Banking and Currency.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 535, a bill to allow the Register of Deeds of Caswell County compensation for clerk hire.

Referred to Committee on Judiciary No. 2.

H. B. 588, a bill to require payment of poll tax prior to obtaining any hunting or fishing license in Gates County.

Referred to Committee on Conservation and Development.

H. R. 593, a joint resolution expressing sympathy and respect for Honorable John S. Moore on account of the death of his daughter.

Upon motion of Senator Ballentine, the resolution is placed upon the Calendar.

H. B. 518, a bill to make the term of office of Register of Deeds of Alleghany County four years, from and after the first Monday in December 1940.

Referred to Committee on Judiciary No. 2.

H. B. 531, a bill to provide for the celebration of the 150th anniversary of the founding of Raleigh as the capitol of North Carolina and the appointment of a Raleigh Sesqui-Centennial Commission by the Governor for such purpose.

Referred to Committee on Judiciary No. 2.

H. B. 534, a bill for better enforcement of the theft laws in Caswell County.

Referred to Committee on Judiciary No. 2.

H. B. 318, a bill to amend Chapter 456 of the Public Laws of 1935, known as the housing authorities law, relating to the creation of housing authorities to engage in slum clearance or projects to provide dwelling accommodations for persons of low income and to define their powers.

Referred to Committee on Banking and Currency.

H. B. 374, a bill relating to the grand jury of Orange County.

Referred to Committee on Judiciary No. 1.

H. B. 431, a bill to provide for the collection of the delinquent taxes in Pitt County.

Referred to Committee on Finance.

H. B. 441, a bill to amend Chapter 59 of the Public Laws of 1909 and Chapter 150 of the Public Laws of 1921, relating to the Recorders Court of Durham County and also to limit authority of Recorder to change, modify or alter judgments and to prevent refunds of fines, costs, etc. collected.

Referred to Committee on Courts and Judicial Districts.

H. B. 463, a bill to provide for the regulation by municipalities of public vehicles carrying passengers for hire.

Referred to Committee on Judiciary No. 1.

H. B. 500, a bill to amend Chapter 315 of the Public Local Laws of 1931, relating to the office of treasurer of Nash County and to authorize Board of County Commissioners of Nash County to provide for the collection of delinquent taxes by the sheriff.

Referred to Committee on Finance.

H. B. 594, a bill relating to real estate conveyances heretofore made by the town of Wilson.

Upon motion of Senator Ballentine, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 222, a bill to make the Chairman of the County Board of Charities and Public Welfare a member of the County Board of Health in Wayne County and to pay a per diem to members of the County Board of Charities and Public Welfare in said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 302, a bill to permit regulation of fares or rates for transportation of persons by jitney buses, taxi-cabs and similar motor vehicles carrying passengers for hire in the city of Asheville, Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 384, a bill to permit the school committee of the Moyock School in Currituck County to expend certain surplus funds now in the hands of the Treasurer of Currituck County for improvements in and around the Moyock School.

Passes its second and third readings and is ordered enrolled.

H. B. 445, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damages caused by dogs to sheep and turkeys or other property in Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 462, a bill to repeal Chapter 308 of the Public Local Laws of 1935, relating to a jury commission for Clay County.

Passes its second and third readings and is ordered enrolled.

H. B. 465, a bill to provide a four year term of office for the Register of Deeds of Beaufort County, hereafter elected.

Passes its second and third readings and is ordered enrolled.

H. B. 492, a bill to permit the County Commissioners of Lincoln County to sell certain lands belonging to the county.

Passes its second and third readings and is ordered enrolled.

H. B. 542, a bill to regulate and control the operation of loud speakers on radios and victrolas within a distance of one mile of the corporate limits of any city or town in Wayne County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday evening at 8 o'clock.

FIFTY-THIRD DAY

SENATE CHAMBER,
Monday, March 6, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren, the courtesies of the floor are extended to Mrs. O. C. Bruton, wife of Senator Bruton of Montgomery County.

Upon motion of Senator Cogburn, the courtesies of the floor are extended to Mrs. W. B. Austin, wife of Senator Austin of Ashe County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to Messrs. Sam Bason of Caswell County and Tom Burton of Rockingham County.

Upon motion of Senator Hatcher, the courtesies of the floor are extended to former Representative J. H. Giles of Burke County.

Upon motion of Senator Cogburn, the courtesies of the galleries are extended to Messrs. Jack Messenger and Hugh Leatherwood of Haywood County.

Upon motion of Senator Curtis, the courtesies of the floor are extended to Miss Louise Ward, daughter of Senator Ward of Duplin County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mesdames J. M. Newsome and J. T. Barber of Bertie County.

Upon motion of Senator Gold, House substitute for S. B. 65, a bill to amend Chapter 339 of the Public Laws of 1937, relative to search and seizure, is taken from the Calendar and re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Ballentine, H. B. 419, a bill to amend Paragraph 2, Section 19, Chapter 146, Public Laws of 1927, as amended by Section 1, Chapter 37, Public Laws of 1929, with reference to daily deposits by collecting or receiving officers, is taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Banking and Currency.

Upon motion of Senator Ballentine, H. B. 476, a bill enabling the city of Raleigh, the city of Durham, the county of Durham and the county of Wake to jointly establish an airport and providing for the maintenance of a joint airport by said cities and counties, is taken from the Committee on Counties, Cities and Towns and placed upon the Calendar.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 123, an act relating to the issuance and service of summons by inferior courts.

S. B. 145, an act to regulate the grand jury of Johnston County.

S. B. 146, an act to amend Chapter 269 of the Public Local Laws of 1911, relating to the Recorders Court of Johnston County.

H. B. 104, an act to amend Section 945 of the Consolidated Statutes of 1919, relative to the attendance of clerks of the Superior Courts at their offices.

H. B. 137, an act to repeal Chapter 124 of the Public Local Laws of 1937, creating a livestock commission for Macon County and authorizing the Board of County Commissioners to purchase purebred stock.

H. B. 206, an act to erect a memorial to the memory of the late Captain Samuel A'Court Ashe on the western side of the State Capitol grounds, Raleigh, North Carolina.

H. B. 246, an act to provide for the nomination and election of the County Commissioners of Yadkin County.

H. B. 333, an act to permit Pender County to construct a teachers' home for the Long Creek-Grady School in Pender County.

H. B. 399, an act to create the office of tax collector for the county of Halifax, to regulate the deposit of all county funds, to install necessary accounting systems to put this act into effect, and for other purposes.

H. B. 302, an act to permit regulation of fares or rates for transportation of persons by jitney buses, taxi-cabs and similar motor vehicles carrying passengers for hire in the city of Asheville, Buncombe County.

H. B. 384, an act to permit the school committee of the Moyock School in Currituck County to expend certain surplus funds now in the hands of the treasurer of Currituck County for improvements in and around the Moyock School.

H. B. 415, an act to regulate the operation of pool rooms and to prohibit public dances on Sundays in Chatham County.

H. B. 417, an act to repeal Section 220 (i), Chapter 5, Article 5, Consolidated Statutes of North Carolina, with reference to payment of deposits in banks in the name of a minor and to enact a substitute section.

H. B. 445, an act to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Onslow County.

H. B. 462, an act to repeal Chapter 308 of the Public Local Laws of 1935, relating to a jury commission for Clay County.

H. B. 465, an act to provide a four year term of office for the Register of Deeds of Beaufort County, hereafter elected.

H. B. 492, an act to permit the County Commissioners of Lincoln County to sell certain lands belonging to the county.

H. B. 507, an act to amend Section 3, Chapter 281, Public Laws of 1931, being Section 962 (c), North Carolina Code, protecting bank deposits by clerks of the Superior Court.

H. B. 510, an act to supplement the World War Veterans Loan Act of 1925, Chapter 155, Public Laws of 1925, by authorizing the Commissioner of Banks to exercise mortgage powers of sale where such powers were granted to defunct banks, and providing that the Commissioner of the World War Veterans Loan Fund may purchase the property at such sales.

H. B. 542, an act to regulate and control the operation of loud speakers on radios and victrolas within a distance of one mile of the corporate limits of any city or town in Wayne County.

H. B. 557, an act to provide for the revaluation of all property, real and personal, subject to taxation in Gates County.

H. B. 594, an act relating to real estate conveyances heretofore made by the town of Wilson.

S. R. 233, a joint resolution ordering the clerks of the Senate and the House of Representatives to prepare and submit to the Board of Commmissioners of Mecklenburg County certified copies of the Legislative Journals of the Session of the General Assembly which met in Charlotte, North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senaor Gold, for the Committee on Judiciary No. 1:

S. B. 125, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the duties and authority of the State Highway Patrol, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Corey: S. B. 240, a bill to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville.

Referred to Committee on Counties, Cities and Towns.

By Senator Corey: S. B. 241, a bill to amend Chapter 98 of the Private Laws of 1909, relative to salaries of the board of aldermen of the City of Greenville.

Referred to Committee on Salaries and Fees.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 15, a bill to amend Section 6054 of Volume 3 of the Consolidated Statutes, placing Alexander County under the state-wide primary law; and to exempt said county from the provisions of the absentee ballot law in all primary elections.

Referred to Committee on Election Laws.

H. B. 303, a bill to appoint trustees of the Tryon-Saluda administrative school unit.

Referred to Committee on Education.

H. B. 380, a bill to make the prosecuting attorney of the Recorder's Court of Perquimans County assistant solicitor to the Superior Court of Perquimans County.

Referred to Committee on Courts and Judicial Districts.

H. B. 552, a bill to exempt fox hounds from taxation in Martin County.

Referred to Committee on Conservation and Development.

H. B. 554, a bill to permit F. P. Markham, Jr., and wife Goldie Lister Markham, to disinter and remove all bodies and graves from their property on the north side of Colonial Avenue in the city of Elizabeth City, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 556, a bill relative to jury trial in Recorders Court in Dare County.

Referred to Committee on Judiciary No. 1.

H. B. 414, a bill to create and establish the Fairmont administrative unit and providing for the administration and control thereof.

Referred to Committee on Judiciary No. 2.

H. B. 495, a bill to provide for additional duties for the tax collector of Alamance County.

Referred to Committee on Finance.

H. B. 502, a bill to amend Chapter 132 of the Public Local Laws of 1935, relating to the salary of the clerk of the Superior Court of Currituck County.

Referred to Committee on Salaries and Fees.

H. B. 565, a bill to relieve Durham County from liability for property damages or personal injuries caused by dogs under Section 1681 of the Consolidated Statutes of 1919.

Referred to Committee on Judiciary No. 2.

H. B. 595, a bill to permit fishing in certain streams in Clay County.

Referred to Committee on Conservation and Development.

H. B. 520, a bill to regulate bills of cost in civil actions tried and determined in any of the courts of Duplin County.

Referred to Committee on Judiciary No. 2.

H. B. 521, a bill to permit Duplin County to assign defaulted tax liens and to permit collections of the same.

Referred to Committee on Finance.

H. B. 548, a bill to fix the compensation of the coroner of Caldwell County.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 218, a bill to amend Section 4 of Chapter 82 of the Private Laws of 1899 and make a mayor of the city of New Bern eligible for election as his own successor, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Boyette, Bruton, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Lumpkin, McIntyre, Palmer, Rodman, Separk, Spruill, Sutton, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered sent to the House of Representatives.

H. B. 237, a bill to regulate the sale of livestock, poultry and cured meats in Washington County, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Boyette, Bruton, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Lumpkin, McIntyre, Palmer, Rodman, Separk, Spruill, Sutton, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

S. B. 238, a bill to permit Moore County to convey to Moore County Hospital, Incorporated, certain real estate and property upon which Moore County Hospital is situated.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. R. 593, a joint resolution expressing sympathy and respect for Honorable John S. Moore on account of the death of his daughter.

Passes its second and third readings and is ordered enrolled.

S. B. 137, a bill to amend the labor laws relating to mines and quarries.

Upon motion of Senator Hatcher, action on the bill is deferred until tomorrow.

S. B. 194, a bill to authorize the Treasurer of the State of North Carolina to reimburse Doctor Hubert A. Royster, of Raleigh, for money paid by him on account of a judgment against him in a case for services rendered the State of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 212, a bill to amend Section 5171 of the Consolidated Statutes, relating to building and loan associations.

Upon motion of Senator Rodman, action on the bill is deferred until tomorrow.

S. B. 217, a bill to amend Chapter 99 of the Public Laws of North Carolina, Session of 1937, with reference to the availability of funds by the director of the buget for expenditure.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 205, a bill to appropriate thirty thousand dollars ($30,000) to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese beetle might be controlled in this state, thereby preventing the state being placed under quarantine by the federal government.

Passes its second and third readings and is ordered enrolled.

H. B. 312, a bill to amend Chapter 169 of the Public Laws of 1937, relative to the duties of the State Textbook Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 401, a bill to revise the confederate pension rolls as to widows and colored servants eligible for the benefits of old age assistance.

Senator Rodman offers an amendment which is adopted.

The bill, as amended, passes its second reading, and upon objection of Senator Prince to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTY-FOURTH DAY

SENATE CHAMBER,
Tuesday, March 7, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Clark, the courtesies of the galleries are extended to the eleventh grade of the West Edgecombe High School of Edgecombe County.

Upon motion of Senator Bain, the courtesies of the floor are extended to former Senator Kenneth C. Royal of Wayne County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Representative John Hill Paylor of Pitt County.

Upon motion of Senator Joyner, the courtesies of the galleries are extended to Mr. and Mrs. John R. McLaughlin of Iredell County.

Upon motion of Senator Joyner, John R. McLaughlin, Jr. of Iredell County is made an honorary page of the Senate.

Upon motion of Senator Curtis, the courtesies of the floor are extended to former Senator Plato V. Ebbs of Buncombe County.

Upon motion of Senator Prince, the courtesies of the floor are extended to Mayor A. V. Edwards of Hendersonville in Henderson County.

Upon motion of Senator Lumpkin, the courtesies of the galleries are extended to Mr. John Stallings of Franklin County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mrs. K. Clyde Council, wife of Senator Council of Columbus County.

Upon motion of Senator Jewell, the courtesies of the galleries are extended to Mr. Covington, Mr. Hymer and Mr. Pittman of Richmond County.

Upon motion of Senator McIntyre, the courtesies of the floor are extended to Mr. W. B. Ivey of Robeson County.

Upon motion of Senator Umstead, the courtesies of the galleries are extended to members of Eli Whitney High School of Alamance County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to Mrs. Mary Carvin Murphy, Vice Chairman of the Democratic Executive Committee, of Greene County.

Upon motion of Senator Boyette, the courtesies of the galleries are extended to Mr. W. H. Currie and Sheriff C. J. McDonald of Moore County.

Upon motion of Senator Bain, the courtesies of the floor are extended to former Senator D. H. Bland of Wayne County.

Upon motion of Senator Joyner, the courtesies of the floor are extended to former Senator E. M. Land of Iredell County.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to members of the social science class of Rolesville High School and its teachers, Mr. G. W. Jordan and Mrs. L. F. Edwards, of Wake County.

Upon motion of Senator Lumpkin, H. B. 500, a bill to amend Chapter 315 of the Public Local Laws of 1931, relating to the office of treasurer of Nash County, and to authorize Board of County Commissioners of Nash County to provide for the collection of delinquent taxes by the sheriff, is taken from the Committee on Finance and placed upon today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Ballentine, for the Committee on Banking and Currency:

H. B. 252, a bill to create a State Banking Commission; to abolish the Advisory Commission to the Commissioner of Banks; to define the duties of the State Banking Commission and the Commissioner of Banks, with a favorable report.

By Senator Halstead, for the Committee on Courts and Judicial Districts:

H. B. 380, a bill to make the prosecuting attorney of the Recorders Court of Perquimans County assistant solicitor to the Superior Court of Perquimans County, with a favorable report.

H. B. 426, a bill to extend the term of office of the judge of the County Court of Greene County and the solicitor of said court, with a favorable report.

H. B. 441, a bill to amend Chapter 59 of the Public Laws of 1909 and Chapter 150 of the Public Laws of 1921, relating to the Recorders Court of Durham County, and also to limit authority of Recorder to change, modify or alter judgments and to prevent refunds of fines, costs, etc., collected, with a favorable report.

H. B. 544, a bill to amend Section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by Chapter 156 of the Public Laws of 1931, relating to reports of the clerk of the Superior Court of Wayne County, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 176, a bill to provide for the licensing of cemetery memorial dealers, with a favorable report, as amended.

S. B. 195, a bill to clarify and amend Chapter 52 of the Public Laws of 1931, as amended by Chapter 57 of the Public Laws of 1933, relating to the licensing of plumbing and heating contractors, with a favorable report, as amended.

S. B. 84, a bill to provide for the notation of liens on motor vehicles and on accessories, parts and equipment added to motor vehicles, on certificates of title for such motor vehicles, and to make such notation adequate notice to all creditors and purchasers for value of the existence of such liens, reported without prejudice, as amended.

S. B. 236, a bill to amend Chapter 338 of the Public Laws of the Session, 1901, and as amended by Chapter 36 of the Public Laws, Session of 1917, and Chapter 88 of the Public Laws, Session 1919, and Chapter 174 of the Public Laws, Session 1931, the same being Sections 6777, 6778, 6779, 6780, 6781, 6782, 6783, and 6784 of the North Carolina Code, relating to the licensing of embalmers, and providing for the licensing of funeral directors, with a favorable report.

H. B. 235, a bill to empower the Board of Commissioners of the town of Apex to sell certain real estate at public or private sale, with a favorable report.

H. B. 556, a bill relative to jury trial in Recorders Court in Dare County, with a favorable report.

H. B. 455, a bill to amend Chapter 243, Public Local Laws of 1911, relative to trial by jury in the Recorders Court of Cleveland County, with a favorable report.

H. B. 464, a bill to amend Chapter 49 of the Public Laws of 1937, with regard to the duties of alcoholic beverage control officers and other peace officers in enforcing prohibition laws, with a favorable report.

H. B. 463, a bill to provide for the regulation by municipalities of public vehicles carrying passengers for hire, with an unfavorable report.

H. B. 374, a bill relating to the grand jury of Orange County, with a favorable report.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Cogburn: S. B. 242, a bill to provide for the establishment and regulation of nursery schools and kindergartens, public and private, in North Carolina.

Referred to Committee on Education.

By Senator Rodman: S. B. 243, a bill to appoint W. L. Vaughan Justice of the Peace.

Referred to Committee on Justices of the Peace.

By Senator Eagles: S. B. 244, a bill to permit Wilson County school districts to vote a local supplement.

Referred to Committee on Education.

By Senator Eagles: S. B. 245, a bill to amend Chapter 559 of the Public Local Laws of 1935, relating to school districts, so as to include Wilson County within the provisions thereof.

Referred to Committee on Education.

By Senator McIntyre: S. B. 246, a bill to reimburse David H. Jones for loss of a horse killed by a State of North Carolina Highway and Public Works Commission truck in Robeson County.

Referred to Committee on Appropriations.

By Senators Larkins and Sutton: S. B. 247, a bill to validate certain sales of land for taxes in Craven County and certificates issued in pursuance thereof.

Referred to Committee on Finance.

By Senators Larkins and Sutton: S. B. 248, a bill to permit payment with bonds of delinquent taxes in Craven County for 1932 and to further facilitate the collection of delinquent taxes in said county.

Referred to Committee on Finance.

By Senators Bruton and Jewell: S. B. 249, a bill to amend Section 1296 of Consolidated Statutes, Volume 1, 1919, relative to special meetings of the Board of County Commissioners of Richmond County.

Upon motion of Senator Bruton, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Jewell: S. B. 250, a bill requiring the County Board of Elections for Richmond County, North Carolina, to require a new registration of all qualified voters before the Democratic Primary in Richmond County, North Carolina, in the year 1940.

Referred to Committee on Election Laws.

By Senator Frink: S. B. 251, a bill relative to the term of office of the judge of the Recorders Court of Brunswick County.

Referred to Committee on Courts and Judicial Districts.

By Senator Corey: S. B. 252, a bill to amend Section 3366 (h), Volume 3, Consolidated Statutes, as amended by Chapter 166, Public Laws 1931, relating to certain defective probates.

Referred to Committee on Judiciary No. 1.

By Senator Separk: S. B. 253, a bill to authorize the North Carolina State Department of Labor to assist and cooperate in the enforcement of the fair labor standards act of 1938 and to receive payment and/or reimbursement therefor.

Referred to Committee on Manufacturing, Labor and Commerce.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 476, a bill enabling the city of Raleigh, the city of Durham, the county of Durham, and the county of Wake, to jointly establish an airport and providing for the maintenance of a joint airport by said cities and counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Warren, Watkins, Wellons,—44.

S. B. 125, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the duties and authority of the State Highway Patrol.

Upon motion of Senator Blythe, action on the bill is deferred until tomorrow.

S. B. 137, a bill to amend the labor laws, relating to mines and quarries.

Upon motion of Senator Hatcher, the bill is taken from the Calendar and re-referred to the Committee on Mining.

S. B. 212, a bill to amend Section 5171 of the Consolidated Statutes, relating to building and loan associations.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 401, a bill to revise the Confederate pension rolls as to widows and colored servants eligible for the benefits of old age assistance.

Upon motion of Senator Prince, the bill is taken from the Calendar and re-referred to the Committee on Pensions and Soldiers Home.

H. B. 500, a bill to amend Chapter 315 of the Public Local Laws of 1931, relating to the office of treasurer of Nash County, and to authorize Board of County Commissioners of Nash County to provide for the collection of delinquent taxes by the sheriff.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Ballentine, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTY-FIFTH DAY

SENATE CHAMBER,
Wednesday, March 8, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Curtis, the courtesies of the floor are extended to former Senator A. Hall Johnston of Buncombe County.

Upon motion of Senator Curtis, the courtesies of the floor are extended to former Senator T. L. Johnson of Robeson County.

Upon motion of Senator Bain, the courtesies of the floor are extended to former Senator John D. Langston of Wayne County.

Upon motion of Senator McIntyre, the courtesies of the floor are extended to former Senator L. R. Varser of Robeson County.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the eighth grade of Needham Broughton High School and its teacher, Mrs. Fonville, of Wake County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to Honorable R. R. King of Guilford County.

The President extends the courtesies of the floor to Mrs. Clyde R. Hoey, wife of Governor Hoey, Mrs. W. B. Rodman, wife of Senator Rodman, Mrs. E. H. Bellamy, wife of Senator Bellamy, Mrs. E. H. Bain, wife of Senator Bain, Mrs. O. C. Bruton, wife of Senator Bruton.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to the tenth and eleventh grades of Jacksonville High School and their teachers, Miss Agnes Smith and Mr. Alvin McFayden, of Onslow County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 593, a joint resolution expressing sympathy and respect for Honorable John S. Moore on account of the death of his daughter.

S. B. 249, an act to amend Section 1296 of Consolidated Statutes, Volume 1, 1919, relative to special meetings of the Board of County Commissioners of Richmond County.

H. B. 205, an act to appropriate $30,000 to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese Beetle might be controlled in this state, thereby preventing the state being placed under quarantine by the Federal Government.

H. B. 237, an act to regulate the sale of livestock, poultry and cured meats in Washington County.

H. B. 312, an act to amend Chapter 169 of the Public Laws of 1937, relative to the duties of the State Textbook Commission.

H. B. 500, an act to amend Chapter 315 of the Public Local Laws of 1931, relating to the office of Treasurer of Nash County, and to authorize Board of County Commissioners of Nash County to provide for the collection of delinquent taxes by the sheriff.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Blythe, for the Committee on Public Utilities:

S. B. 237, a bill to amend the Consolidated Statutes of 1919 by striking out Section 3537 and inserting in lieu thereof a new section relative to the separate accommodation of white and colored passengers upon street cars and other passenger vehicles, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

H. B. 244, a bill to fix the salaries of the officers of Yadkin County and to provide for the appointment of a jailer for said county, with a favorable report, as amended.

H. B. 565, a bill to relieve Durham County from liability for property damages or personal injuries caused by dogs under Section 1681 of the Consolidated Statutes of 1919, with a favorable report.

H. B. 434, a bill to repeal Chapter 609 of the Public Local Laws of 1937, relating to Warren County, with a favorable report.

H. B. 531, a bill to provide for the celebration of the 150th anniversary of the founding of Raleigh as the Capitol of North Carolina and the appointment of a Raleigh Sesqui-Centennial Commission by the Governor for such purpose, with a favorable report.

H. B. 518, a bill to make the term of office of Register of Deeds of Alleghany County four years, from and after the first Monday in December, 1940, with a favorable report.

H. B. 442, a bill to relieve E. H. Murray, former clerk of the Superior Court, Alamance County, from payment of funds stolen by the courthouse janitor, with a favorable report.

H. B. 411, a bill to fix the term of office of certain officials of Jackson County, with a favorable report.

H. B. 335, a bill regulating the sale of wine and beer in Johnston County on Sunday, with a favorable report.

H. B. 535, a bill to allow the Register of Deeds of Caswell County compensation for clerk hire, with a favorable report.

H. B. 520, a bill to regulate bills of cost in civil actions tried and determined in any of the courts of Duplin County, with a favorable report.

H. B. 534, a bill for better enforcement of the theft laws in Caswell County, with a favorable report.

H. B. 458, a bill to extend the term of office for Register of Deeds in Hyde County to four years, with a favorable report.

S. B. 235, a bill to regulate the grand jury of Granville County, with a favorable report.

S. B. 141, a bill to repeal Chapter 155 of the Public Laws of 1935, being "An act to regulate and control the practice of photography," with an unfavorable report.

S. B. 107, a bill authorizing voluntary associations of individuals, societies, and unions to acquire land and regulating the conveyance of the same, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 354, a bill to amend Chapter 292, Public Laws of 1937, so as to exempt Pasquotank County from said act, with an unfavorable report.

H. B. 452, a bill to fix the per diem compensation of the members of the Rural Electrification Authority, with a favorable report.

H. B. 422, a bill to amend Section 4481 of the Consolidated Statutes, Volume 3, 1924, relative to the regulation of landlord and tenant, with a favorable report.

H. B. 410, a bill to validate certain sales of real and personal property made by sheriffs under execution, with a favorable report.

By Senator Hughes, for the Committee on Pensions and Soldiers' Home:

H. B. 27, a bill to place Mrs. Mary Calhoun Russell Stubbs, widow, on the confederate pension roll, with a favorable report.

S. B. 93, a bill to transfer Mrs. Delsie Ollis, widow of a confederate veteran, of Avery County, from Class "B" to Class "A" on the confederate pension roll, with a favorable report.

H. B. 401, a bill to revise the confederate pension rolls as to widows and colored servants eligible for the benefits of old age assistance, with a favorable report, as amended.

By Senator Separk, for the Committee on Manufacturing, Labor and Commerce:

S. B. 253, a bill to authorize the North Carolina State Department of Labor to assist and cooperate in the enforcement of the Fair Labor Standards Act of 1938, and to receive payment and/or reimbursement therefor, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Frink: S. B. 254, a bill to place the name of Mrs. Lillie M. Williams on the pension roll of confederate veterans' widows (Class A) of the State of North Carolina.

Referred to Committee on Pensions and Soldiers' Home.

By Senator Joyner: S. B. 255, a bill to validate and confirm certain street and sidewalk assessments in cities and towns in Catawba County.

Referred to Committee on Judiciary No. 2.

By Senator Price: S. B. 256, a bill to amend Chapter 413 of the Public Laws of 1937, relating to the courts of Rockingham County.

Referred to Committee on Courts and Judicial Districts.

By Senator Gold: S. B. 257, a bill to prevent the operation of carnivals and other amusement devices on Sunday within one-half mile of the outside boundaries of the municipal park of the city of High Point, located in Jamestown Township, Guilford County, North Carolina.

Referred to Committee on Judiciary No. 1.

By Senator Gold: S. B. 258, a bill of a curative nature relating to deeds and conveyances made by wives to husbands prior to the year 1925, which bill neither applies to pending litigation nor vested rights.

Referred to Committee on Judiciary No. 1.

By Senator Bellamy: S. B. 259, a bill to fix the status of title to the Community Hospital, located in the city of Wilmington, in said city and county of New Hanover.

Referred to Committee on Judiciary No. 1.

By Senator McIntyre, by request: S. B. 260, a bill to amend Chapter number 10, Public Local Laws of 1933, authorizing the Board of Commissioners of Robeson County to fix, raise, lower or adjust salaries of county officials and subordinates in accordance with changing economic conditions and for efficiency.

Referred to Committee on Judiciary No. 2.

By Senator Cowles, by request: S. B. 261, a bill authorizing the establishment of a general county court for Wilkes County under the general law.

Referred to Committee on Courts and Judicial Districts.

By Senator Cowles, by request: S. B. 262, a bill to authorize the Board of Commissioners of the county of Wilkes and the Commissioners of the town of North Wilkesboro, Wilkes County, North Carolina, to appropriate certain sums of money for the purpose of cooperating with the program to advertise North Carolina.

Referred to Committee on Conservation and Development.

By Senator Lumpkin, by request: S. B. 263, a bill to amend the charter of the town of Youngsville to provide for the extension of the corporate limits of the town of Youngsville.

Referred to Committee on Counties, Cities and Towns.

By Senator Joyner: S. B. 264, a bill to amend Chapter 335 of the Public Laws of 1929, relating to fishing licenses in Catawba County.

Referred to Committee on Conservation and Development.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 642, a bill relative to elections in the town of Spencer, fixing dates for primary elections and registration periods.

Referred to Committee on Election Laws.

H. B. 405, a bill to amend Chapter 319 of the Public Laws of 1937, relating to the selection of county superintendent of public welfare.

Referred to Committee on Judiciary No. 2.

H. B. 413, a bill to amend Section 1443, Volume 3 of the Consolidated Statutes, as amended by Chapter 96 of the Public Laws of 1931, providing an extra civil term of court for Hoke County.

Referred to Committee on Courts and Judicial Districts.

H. B. 628, a bill to amend H. B. 181, ratified the 14th day of February, 1939, relating to jury trials in Recorders Courts in Union County.

Referred to Committee on Judiciary No. 1.

H. B. 631, a bill validating sales of real property by the governing body of the town of Roxboro for delinquent taxes for the year 1937, and preceding years.

Referred to Committee on Counties, Cities and Towns.

HOUSE OF REPRESENTATIVES,
Tuesday, March 7, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 493, a bill to be entitled "An act authorizing the County Commissioners of Avery County to make adjustments with delinquent taxpayers as to penalties, interest and cost," for further consideration by the House of Representatives.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Hatcher, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 476, a bill enabling the city of Raleigh, the city of Durham, the county of Durham, and the county of Wake, to jointly establish an airport and providing for the maintenance of a joint airport by said cities and counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—46.

The bill is ordered enrolled.

H. B. 235, a bill to empower the Board of Commissioners of the town of Apex to sell certain real estate at public or private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 374, a bill relating to the grand jury of Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 380, a bill to make the prosecuting attorney of the Recorders Court of Perquimans County assistant solicitor to the Superior Court of Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 426, a bill to extend the term of office of the judge of the county court of Greene County and the solicitor of said court.

Passes its second and third readings and is ordered enrolled.

H. B. 441, a bill to amend Chapter 59 of the Public Laws of 1909 and Chapter 150 of the Public Laws of 1921, relating to the Recorders Court of Durham County, and also to limit authority of Recorder to change, modify or alter judgments, and to prevent refunds of fines, costs, etc., collected.

Passes its second and third readings and is ordered enrolled.

H. B. 455, a bill to amend Chapter 243, Public Local Laws of 1911, relative to trial by jury in the Recorders Court of Cleveland County.

Passes its second and third readings and is ordered enrolled.

H. B. 544, a bill to amend Section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by Chapter 156 of the Public Laws of 1931, relating to the reports of the clerk of the Superior Court of Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 556, a bill relative to jury trial in Recorders Court in Dare County.

Passes its second and third readings and is ordered enrolled.

S. B. 84, a bill to provide for the notation of liens on motor vehicles and on accessories, parts and equipment added to motor vehicles, on certificates of title for such motor vehicles, and to make such notation adequate notice to all creditors and purchasers for value of the existence of such liens.

Upon motion of Senator Barber, action on the bill is deferred until tomorrow.

S. B. 176, a bill to provide for the licensing of cemetery memorial dealers.

Senator Cogburn offers an amendment.

Upon motion of Senator Gregory, the bill and the amendment are laid upon the Table.

S. B. 195, a bill to clarify and amend Chapter 52 of the Public Laws of 1931, as amended by Chapter 57 of the Public Laws of 1933, relating to the licensing of plumbing and heating contractors.

Upon motion of Senator Smith, the bill is taken from the Calendar and re-referred to the Committee on Judiciary No. 1.

S. B. 236, a bill to amend Chapter 338 of the Public Laws of Session, 1901, and as amended by Chapter 36 of the Public Laws, Session of 1917, and Chapter 88 of the Public Laws, Session of 1919, and Chapter 174 of the Public Laws, Session, 1931, the same being Sections 6777, 6778, 6779, 6780, 6781, 6782, 6783 and 6784 of the North Carolina Code, relating to the licensing of embalmers, and providing for the licensing of funeral directors.

Senator Cogburn offers an amendment.

Upon motion of Senator Umstead, the bill is taken from the Calendar and re-referred to the Committee on Judiciary No. 1.

S. B. 125, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the duties and authority of the State Highway Patrol.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Long to its third reading, the bill remains upon the Calendar.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, upon third reading.

Senator Gray offers an amendment which is adopted.

The amendment offered by Senator Gray having been adopted, the amendment offered by the Committee being in conflict with and inclusive of the

subject matter of the amendment offered by Senator Gray, the President holds the amendment offered by the Committee out of order.

Senator Long offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 252, a bill to create a State Banking Commission; to abolish the Advisory Commission to the Commissioner of Banks; to define the duties of the State Banking Commission and the Commissioner of Banks.

Passes its second and third readings and is ordered enrolled.

H. B. 464, a bill to amend Chapter 49 of the Public Laws of 1937, with regard to the duties of alcoholic beverage control officers and other peace officers in enforcing prohibition laws.

Upon motion of Senator Hatcher, action on the bill is deferred until tomorrow.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTY-SIXTH DAY

SENATE CHAMBER,
Thursday, March 9, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Price, the courtesies of the floor are extended to Honorable Charles A. Gold, Jr., of Rutherford County, nephew of Senator Gold of Guilford County.

Upon motion of Senator Corey, the courtesies of the floor are extended to former Senator Marvin K. Blount of Pitt County.

The President extends the courtesies of the floor to former Senator John A. Oates of Cumberland County.

Upon motion of Senator Hatcher, Fred Folger, Jr., son of Senator Folger of Surry County, is made an honorary page of the Senate.

Upon motion of Senator Council, the courtesies of the floor are extended to former Senator James H. Clark of Bladen County.

Upon motion of Senator Corey, the courtesies of the floor are extended to Messrs. Julius Brown, D. M. Williford and J. F. Arthur of Pitt County.

Upon motion of Senator McIntyre, the courtesies of the galleries are extended to the senior class of the Philadelphus High School and its teacher, Miss Vera Falls, of Robeson County.

Upon motion of Senator Graham, the courtesies of the floor are extended to R. C. Boyd of Lincoln County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Mrs. Frank Dunlap, wife of Chairman Dunlap of the Highway Commission.

Upon motion of Senator Wellons, the courtesies of the galleries are extended to the seventh grade of Selma School and its teacher, Miss Sadie Vaughn, of Johnston County.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the eighth grade of Needham Broughton High School of Wake County.

Upon motion of Senator Jewell, S. B. 142, a bill to require the Seaboard Air Line Railroad to provide watchmen or other safety measures at various crossings in the town of Hamlet, is taken from the Committee on Railroads and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Jewell, S. B. 183, a bill requiring all railroads in the State of North Carolina to furnish electric lanterns to all trainmen and other employees handling gasoline, explosives and other inflammable freight, and providing penalties for the violation thereof, is taken from the Committee on Railroads and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Jewell, S. B. 184, a bill requiring all railroads to furnish sanitary toilets and sanitary washrooms in all railroad yards and railroad terminals in North Carolina and providing penalties for the violaton thereof, is taken from the Committee on Railroads and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Lumpkin, S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, is recalled from the Engrossing Office and the vote by which it passed its third reading is reconsidered and the bill is placed upon the Calendar.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 201, an act to amend Chapter 320, Public Local Laws of 1933, relative to the Recorders Court of Reidsville Township.

H. B. 235, an act to empower the Board of Commissioners of the town of Apex to sell certain real estate at public or private sale.

H. B. 252, an act to create a State Banking Commission; to abolish the Advisory Commission to the Commissioner of Banks; to define the duties of the State Banking Commission and the Commissioner of Banks.

H. B. 374, an act relating to the grand jury of Orange County.

H. B. 380, an act to make the prosecuting attorney of the Recorders Court of Perquimans County assistant solicitor to the Superior Court of Perquimans County.

H. B. 426, an act to extend the term of office of the judge of the county court of Greene County and the solicitor of said court.

H. B. 455, an act to amend Chapter 243, Public Local Laws of 1911, relative to trial by jury in the Recorders Court in Cleveland County.

H. B. 476, an act enabling the city of Raleigh, the city of Durham, the county of Durham and the county of Wake, to jointly establish an airport and providing for the maintenance of a joint airport by said cities and counties.

H. B. 544, an act to amend Section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by Chapter 156 of the Public Laws of 1931, relating to reports of the clerk of the Superior Court of Wayne County.

H. B. 556, an act relative to jury trial in Recorders Court in Dare County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 212, a bill to amend Section 5171 of the Consolidated Statutes, relating to Building and Loan Associations.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 255, a bill to validate and confirm certain street and sidewalk assessments in cities and towns in Catawba County, with a favorable report.

S. B. 200, a bill to amend Chapter 210, Public Laws of 1933, as amended, relating to the North Carolina State Bar to deal with unauthorized or illegal practice of law, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 88, a bill to provide a uniform procedure for the suspension or revocation by certain North Carolina boards and commissions of licenses to engage in trades and lawful callings, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 170, a bill to amend Chapter 155, Public Laws of 1935, being "An act to regulate and control the practice of photography so as to redefine the practice of photography and to exempt therefrom certain photographs sold to newspapers and amateur photographers occasionally selling photographs," with a favorable report, as amended.

H. B. 414, a bill to create and establish the Fairmont administrative unit and providing for the administration and control thereof, with a favorable report, as amended.

S. B. 260, a bill to amend Chapter number 10, Public Local Laws of 1933, authorizing the Board of Commissioners of Robeson County to fix, raise, lower or adjust salaries of county officials and subordinates in accordance with changing economic conditions and for efficiency, with a favorable report.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

S. B. 240, a bill to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville, with a favorable report.

H. B. 484, a bill to amend Chapter 187, Private Laws of 1925, same being "An act to change the corporate limits of the city of Monroe," so as to correct and redefine the corporate limits of the city of Monroe, and to prescribe punishment for disturbing markers placed thereon by the city of Monroe, with a favorable report.

H. B. 631, a bill validating sales of real property by the governing body of the town of Roxboro for delinquent taxes for the year 1937, and preceding years, with a favorable report.

H. B. 363, a bill authorizing and empowering the governing body of the city of Durham to appoint some person, other than an officer of the corporation, as delinquent tax collector, and fix his duties and responsibilities, with a favorable report.

H. B. 501, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount, with a favorable report.

H. B. 494, a bill to amend Section 2 of Chapter 681 of the Public Local Laws of 1927, authorizing the employment of a part-time chairman of the Board of County Commissioners of Alamance County, with a favorable report.

H. B. 402, a bill to extend the corporate limits of the city of Hickory, with a favorable report.

H. B. 444, a bill to amend Chapter 292 of the Public Laws of 1937, relating to the Real Estate Commission, so as to exclude New Hanover County therefrom, with a favorable report.

H. B. 424, a bill to amend Chapter 295, Private Laws of 1903, as amended by Chapter 264, Private Laws of 1915, relative to the charter of the town of Hertford, by providing for the addition of one commissioner, making the total four, and providing for the nomination of the mayor and commissioners by

primary, and providing that the mayor may also act in the capacity of city manager, with a favorable report.

H. B. 554, a bill to permit F. P. Markham, Jr., and wife, Goldie Lister Markham, to disinter and remove all bodies and graves from their property on the north side of Colonial Avenue in the city of Elizabeth City, North Carolina, with a favorable report.

H. B. 432, a bill to amend the town charter of the town of Ahoskie, with a favorable report.

H. B. 101, a bill to amend the charter of the city of Raleigh to provide for the extension of the corporate limits of the city of Raleigh, with an unfavorable report.

S. B. 150, a bill to amend Chapter 21 of the Private Laws of 1935, relative to the charter of the town of Carolina Beach, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 232, a bill to prohibit the dredging of oysters in Bay River in Pamlico County, with a favorable report.

H. B. 371, a bill to amend the charter of the town of Lumberton, relating to its corporate limits, with a favorable report.

By Senator Palmer, for the Committee on Salaries and Fees:

H. B. 489, a bill to amend Chapter 213 of the Private Laws of 1903, allowing compensation to the councilmen of the town of Plymouth and increasing the salary of the mayor of said town, with a favorable report.

H. B. 502, a bill to amend Chapter 132 of the Public Local Laws of 1935, relating to the salary of the clerk of the Superior Court of Currituck County, with a favorable report, as amended.

H. B. 548, a bill to fix the compensation of the coroner of Caldwell County, with a favorable report.

H. B. 485, a bill to repeal Chapter 128, Public Local Laws of 1935, and Chapter 209, Public Local Laws of 1931, and to grant the Commissioners of Carteret County the power to fix all salaries of employees, with a favorable report.

H. B. 503, a bill to establish a schedule of fees for the justices of the peace of Scotland County, with a favorable report.

H. B. 440, a bill to amend Chapter 379, Public Laws of 1935, as to clerks' fees in Beaufort County, with a favorable report.

S. B. 241, a bill to amend Chapter 98 of the Private Laws of 1909, relative to salaries of the Board of Aldermen of the city of Greenville, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 258, a bill of a curative nature, relating to deeds and conveyances made by wives to husbands prior to the year 1925, which bill neither applies to pending litigation nor vested rights, with an unfavorable report.

H. B. 628, a bill to amend H. B. 181, ratified the 14th day of February, 1935, relating to jury trials in Recorders Courts in Union County, with a favorable report.

S. B. 259, a bill to fix the status of title to the community hospital, located in the city of Wilmington, in said city and county of New Hanover, with a favorable report.

S. B. 252, a bill to amend Section 3366 (h), Volume 3, Consolidated Statutes, as amended by Chapter 166, Public Laws, 1931, relating to certain defective probates, with a favorable report, as amended.

S. B. 257, a bill to prevent the operation of carnivals and other amusement devices on Sunday within one-half mile of the outside boundaries of the municipal park of the city of High Point, located in Jamestown Township, Guilford County, North Carolina, with a favorable report, as amended.

S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyances by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith, reported without prejudice.

By Senator Taylor, for the Committee on Finance:

H. B. 425, a bill to authorize the County Commissioners of Northampton County to fix the allowance to tax collectors for tax sales certificates and to levy a special tax for maintenance of the Superior Court, the Recorders Court, and the county jail, with a favorable report.

H. B. 459, a bill amending Chapter 109, Private Laws 1933, as amended, the same being entitled "An act relating to special assessments levied by the city of Greensboro," with a favorable report.

H. B. 521, a bill to permit Duplin County to assign defaulted tax liens and to permit collection of the same, with a favorable report.

H. B. 317, a bill validating, ratifying, approving and confirming certain bonds and other instruments or obligations heretofore issued, and validating, ratifying, approving and confirming certain proceedings heretofore taken by towns, cities, counties and sanitary districts of the State of North Carolina, with a favorable report.

H. B. 373, a bill to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery and other counties, and making same applicable to Orange County, with a favorable report.

H. B. 397, a bill to validate certain bonds of the town of Zebulon and authorize the issuance of refunding and funding bonds of said town, with a favorable report.

H. B. 412, a bill to amend Section 593 of the Consolidated Statutes, so as to clarify the power of the clerk of Superior Court to render default judgments in tax foreclosure actions, with a favorable report.

S. B. 156, a bill to amend Sections 5300 and 5301 of the Consolidated Statutes of North Carolina, so as to more specifically provide for the organi-

zation, providing the name, naming the officers and directors, the authority of directors in making assessments by and under drainage canal corporations and for other purposes, with a favorable report.

S. B. 248, a bill to permit payment with bonds of delinquent taxes in Craven County for 1932 and to further facilitate the collection of delinquent taxes in said county, with a favorable report.

S. B. 247, a bill to validate certain sales of land for taxes in Craven County and certificates issued in pursuance thereof, with a favorable report.

H. B. 543, a bill relative to tax foreclosure suits in Wayne County, with a favorable report.

S. B. 234, a bill to prohibit the sale of wine and beer in Montgomery County, with an unfavorable report.

H. B. 431, a bill to provide for the collection of the delinquent taxes in Pitt County, with a favorable report.

H. B. 437, a bill to amend Chapter 356 of the Public Local Laws of 1937, relating to the adjustment of delinquent taxes in Pender County and creating a commission for effecting such adjustments, with a favorable report.

H. B. 438, a bill to authorize the Commissioners of Caswell County to levy a special tax for the support of the poor, maintenance of county health work, for operating the courts and for an inventory of tax books of said county, with a favorable report.

H. B. 447, a bill to amend Chapter 281 of the Public Laws of 1931, with regard to investments by clerks of the Superior Court, with a favorable report.

H. B. 448, a bill to amend Chapter 559, Public Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, with a favorable report.

H. B. 451, a bill validating a certain note of the town of Graham and authorizing the issuance of bonds of said town to fund said note, with a favorable report.

H. B. 453, a bill to create the office of tax collector for the county of Cleveland, with a favorable report.

H. B. 495, a bill to provide for additional duties for the tax collector of Alamance County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gregory: S. B. 265, a bill to amend Chapter 605 of the Public Local Laws of North Carolina, passed by the General Assembly at its Session of 1915, which created the office of auditor of Rowan County.

Referred to Committee on Judiciary No. 1.

By Senator Separk: S. B. 266, a bill to transfer the powers, duties, functions, and authority of the State Board of Barber Examiners, the State Board of Cosmetic Art Examiners, and the State Dry Cleaners Commission to the State Board of Health.

Referred to Committee on Public Health.

By Senator Cogburn: S. B. 267, a bill to encourage the extension of the public school term for nine months, or for the creation of a twelfth grade therein, and providing for state participation in the cost thereof.

Referred to Committee on Education.

By Senator Gardner: S. B. 268, a bill to provide for the election of the mayor and aldermen of the city of Shelby, and for fixing their term of office.

Upon motion of Senator Gardner, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lumpkin: S. B. 269, a bill authorizing the County Commissioners of Franklin County to pay the premium on surety bonds given to the clerk of the Superior Court of Franklin County by the deputy clerk of said county.

Referred to Committee on Judiciary No. 2.

By Senator Barber: S. B. 270, a bill directing State Auditor to issue and the State Treasurer to pay a pension warrant of one hundred and fifty dollars ($150.00) to Mrs. W. C. Savage, daughter of Mrs. J. A. Caviness, deceased, a Confederate pensioner of Chatham County.

Referred to Committee on Pensions and Soldiers Home.

By Senators Corey, Smith, Lumpkin, Warren, Umstead, Cogburn, Hatcher and Palmer: S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated Local Government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act.

Referred to Committee on Judiciary No. 1.

By Senator Corey: S. B. 272, a bill to amend Chapter 53 of Public Laws of 1933, relating to the privilege license of the blind.

Referred to Committee on Public Welfare.

By Senator Joyner: S. B. 273, a bill to amend Chapter 243 of the Private Laws of 1911, relating to the charter of the city of Statesville.

Referred to Committee on Counties, Cities and Towns.

By Senator Council: S. B. 274, a bill to ratify and validate the proceedings of the county of Columbus for the issuance of certain bonds of said county.

Upon motion of Senator Council, the bill is placed upon the Calendar.

By Senator Price: S. B. 275, a bill to empower the County Commissioners of Rockingham County to contract with the sheriff of said county for services rendered by deputy sheriff.

Referred to Committee on Judiciary No. 2.

By Senators Taylor and Corey: S. B. 276, a bill to prohibit any manufacturer, transient vendor or distributor, of manufactured candies or similar products, from consigning such products with individuals or persons other than licensed wholesale or retail merchants in the State of North Carolina.

Referred to Committee on Finance.

By Senator Bowers: S. B. 227, a bill authorizing the Department of Conservation and Development to negotiate for, purchase and operate the marmon fish hatchery in Avery County.

Referred to Committee on Conservation and Development.

By Senator Cowles: S. B. 278, a bill to prohibit the sale of intoxicating liquors near Millers Creek High School, Friendship Methodist Church and Millers Creek Methodist Church in Wilkes County.

Referred to Committee on Finance.

By Senator Separk: S. B. 279, a bill to require the assistant director of the budget to assemble certain information relating to the personnel of the various departments, agencies, and institutions of the State.

Referred to Committee on Judiciary No. 2.

By Senators Long and Gibbs, by request: S. B. 280, a bill to validate certain street and sidewalk paving assessments in the town of Littleton in Halifax and Warren Counties and to extend the time in which actions may be instituted to collect said assessments.

Referred to Committee on Finance.

By Senator Corey: S. B. 281, a bill to require all persons buying poultry, cattle, swine, and home cured meats to keep a record of purchases and preventing purchases after sundown in Pitt County.

Referred to Committee on Agriculture.

By Senators Morphew, Umstead, and Spruill: S. B. 282, a bill to amend Chapter 319, Public Laws, 1933, relating to the manufacture, transportation and sale of certain beverages.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 262, a bill to amend Section 1780 of the Consolidated Statutes of North Carolina.

Referred to Committee on Judiciary No. 2.

H. B. 454, a bill to create the office of jailer in Cleveland County and provide for the operation of the jail under the supervision of the board of county commissioners.

Referred to Committee on Judiciary No. 2.

H. B. 319, a bill to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

Referred to Committee on Judiciary No. 2.

H. R. 652, a joint resolution to provide for giving instructions in safety education in public schools.

Referred to Committee on Education.

H. B. 527, a bill to amend Section 6465, relating to notice of non-payment of life insurance premiums required before forfeiture.

Referred to Committee on Insurance.

H. R. 550, a joint resolution urging an increased federal appropriation for forest fire control.

Referred to Committee on Appropriations.

H. B. 558, a bill providing for the appointment of a tax collector for Scotland County.

Referred to Committee on Judiciary No. 2.

H. B. 281, a bill requiring every foreign fraternal benefit society transacting business in this State to appoint the Insurance Commissioner and his successor in office as its attorney upon whom all legal process in any action or proceeding against it shall be served and providing that no such service shall be valid or binding against such society when it is required thereunder to file answer, pleading or defense in less than thirty days from the date of mailing a copy of such service to such society.

Referred to Committee on Judiciary No. 1.

H. B. 482, a bill to repeal Chapter 119 of the Public Local Laws of 1923, relating to public roads in Haywood County.

Referred to Committee on Public Roads.

H. B. 526, a bill to amend Chapter 301, Public Local Laws of 1935, relating to the appointment of rural policemen in Robeson County, and to provide for an office of deputy for the sheriff of Robeson County.

Referred to Committee on Judiciary No. 2.

H. B. 574, a bill to extend the terms of office of Register of Deeds, County Commissioners and County Surveyor of Alexander County.

Referred to Committee on Judiciary No. 1.

H. B. 577, a bill authorizing the Board of County Commissioners of Anson County to appoint a special officer for the Anson County Golf Association.

Referred to Committee on Judiciary No. 2.

H. B. 583, a bill to amend Chapter 146, Public Laws of 1927, authorizing county commissioners, at the request of a solicitor, to furnish special counsel.

Referred to Committee on Judiciary No. 2.

H. B. 644, a bill to authorize a revaluation of real property for the tax purposes in Lincoln County in 1939.

Referred to Committee on Finance.

H. B. 571, a bill to amend Chapter 109 of the Public Local Laws of 1937, relating to the tax collector of Pender County.

Referred to Committee on Judiciary No. 2.

H. B. 572, a bill to amend Chapter 81 of the Public Local Laws of 1937, relating to the auditor of Pender County.

Referred to Committee on Judiciary No. 2.

H. B. 573, a bill to fix the salary of the tax collector of the town of Kelford, Bertie County.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 235, a bill to regulate the grand jury of Granville County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 244, a bill to fix the salaries of the officers of Yadkin County and to provide for the appointment of a jailer for said county.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered returned to the House of Representatives, for concurrence in the Senate amendment.

H. B. 335, a bill regulating the sale of wine and beer in Johnston County on Sunday.

Passes its second and third readings and is ordered enrolled.

H. B. 411, a bill to fix the term of office of certain officials of Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 434, a bill to repeal Chapter 609 of the Public Local Laws of 1937, relating to Warren County.

Passes its second and third readings and is ordered enrolled.

H. B. 442, a bill to relieve E. H. Murray, former Clerk of the Superior Court, Alamance County, from payment of funds stolen by the courthouse janitor.

Passes its second and third readings and is ordered enrolled.

H. B. 458, a bill to extend the term of office for Register of Deeds in Hyde County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 518, a bill to make the term of office of Register of Deeds of Alleghany County four years, from and after the first Monday in December, 1940.

Passes its second and third readings and is ordered enrolled.

H. B. 520, a bill to regulate bills of cost in civil actions tried and determined in any of the courts of Duplin County.

Passes its second and third readings and is ordered enrolled.

H. B. 534, a bill for better enforcement of the theft laws in Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 535, a bill to allow the Register of Deeds of Caswell County compensation for clerk hire.

Passes its second and third readings and is ordered enrolled.

H. B. 565, a bill to relieve Durham County from liability for property damages or personal injuries caused by dogs under Section 1681 of the Consolidated Statutes of 1919.

Passes its second and third readings and is ordered enrolled.

S. B. 84, a bill to provide for the notation of liens on motor vehicles and on accessories, parts and equipment added to motor vehicles, on certificates of title for such motor vehicles, and to make such notation adequate notice to all creditors and purchasers for value of the existence of such liens.

Upon motion of Senator Barber, action on the bill is postponed indefinitely.

S. B. 125, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the duties and authority of the State Highway Patrol, upon third reading.

The bill passes its third reading and is ordered engrossed.

S. B. 93, a bill to transfer Mrs. Delsie Ollis, widow of a Confederate Veteran, of Avery County, from Class "B" to Class "A" on the Confederate pension roll.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 107, a bill authorizing voluntary associations of individuals, societies and unions to acquire land and regulating the conveyance of the same.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 237, a bill to amend the Consolidated Statutes of 1919 by striking out Section 3537 and inserting in lieu thereof a new section, relative to the separate accommodation of white and colored passengers upon street cars and other passenger vehicles.

Upon motion of Senator Joyner, action on the bill is deferred until tomorrow.

S. B. 253, a bill to authorize the North Carolina State Department of Labor to assist and cooperate in the enforcement of the fair labor standards act of 1938 and to receive payment and/or reimbursement therefor.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 27, a bill to place Mrs. Mary Calhoun Russell Stubbs, widow, on the Confederate pension roll.

Passes its second and third readings and is ordered enrolled.

H. B. 401, a bill to revise the Confederate pension rolls as to widows and colored servants eligible for the benefits of old age assistance, upon third reading.

Upon motion of Senator Rodman, action on the bill is deferred until tomorrow.

H. B. 410, a bill to validate certain sales of real and personal property made by sheriffs under execution.

Passes its second and third readings and is ordered enrolled.

H. B. 422, a bill to amend Section 4481 of the Consolidated Statutes, Volume 3, 1924, relative to the regulation of landlord and tenant.

Passes its second and third readings and is ordered enrolled.

H. B. 452, a bill to fix the per diem compensation of members of the rural electrification authority.

Passes its second and third readings and is ordered enrolled.

H. B. 464, a bill to amend Chapter 49 of the Public Laws of 1937, with regard to the duties of alcoholic beverage control officers and other peace officers in enforcing prohibition laws.

Passes its second and third readings and is ordered enrolled.

H. B. 531, a bill to provide for the celebration of the 150th anniversary of the founding of Raleigh as the Capital of North Carolina and the appointment of a Raleigh Sesqui-Centennial Commission by the Governor for such purpose.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Corey, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTY-SEVENTH DAY

SENATE CHAMBER,
Friday, March 10, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sutton, the courtesies of the floor are extended to Judge Paul Webb of Carteret County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to the North Carolina History Club and Professor and Mrs. Alston of Craven County.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the civics classes of the eighth and ninth grades of Needham Broughton High School of Wake County.

Upon motion of Senator Warren, the courtesies of the floor are extended to former Senator W. B. Horton of Caswell County.

Upon motion of Senator Cowles, the courtesies of the floor are extended to former Representative P. E. Brown of Wilkes County.

Upon motion of Senator Hatcher, the courtesies of the floor are extended to former Senator J. B. Williams of Burke County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to members of Jacksonville High School of Onslow County.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Senator R. B. White of Franklin County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to Judge Hamilton Hobgood of Franklin County.

Upon motion of Senator Umstead, S. B. 4, a bill to provide for the establishment of a nautical school for the State of North Carolina, is taken from the Committee on Education and re-referred to the Committee on Appropriations.

Upon motion of Senator Umstead, H. B. 310, a bill to reimburse W. S. Williams for losses resulting from a collision with a school bus in Nash County, is taken from the Committee on Education and re-referred to the Committee on Appropriations.

Upon motion of Senator Umstead, H. B. 471, a bill to provide compensation to the parents of Hazel Lee Stewart, deceased, who was killed by a school bus at Cooleemee in Davie County, is taken from the Committee on Education and re-referred to the Committee on Appropriations.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 27, an act to place Mrs. Mary Calhoun Russell Stubbs, widow, on the confederate pension roll.

H. B. 335, an act regulating the sale of wine and beer in Johnston County on Sunday.

H. B. 410, an act to validate certain sales of real and personal property made by sheriffs under execution.

H. B. 411, an act to fix the term of office of certain officials of Jackson County.

H. B. 422, an act to amend Section 4481 of the Consolidated Statutes, Volume 3, 1924, relative to the regulation of landlord and tenant.

H. B. 434, an act to repeal Chapter 609 of the Public Local Laws of 1937, relating to Warren County.

H. B. 441, an act to amend Chapter 59 of the Public Laws of 1909 and Chapter 150 of the Public Laws of 1921, relating to the Recorders Court of Durham County, and also to limit authority of recorder to change, modify or alter judgments, and to prevent refunds of fines, costs, etc., collected.

H. B. 442, an act to relieve E. H. Murray, former Clerk of the Superior Court, Alamance County, from payment of funds stolen by the courthouse janitor.

H. B. 452, an act to fix the per diem compensation of members of the rural electrification authority.

H. B. 458, an act to extend the term of office for Register of Deeds in Hyde County to four years.

H. B. 464, an act to amend Chapter 49 of the Public Laws of 1937 with regard to the duties of alcoholic beverage control officers and other peace officers in enforcing prohibition laws.

H. B. 518, an act to make the term of office of Register of Deeds of Alleghany County four years, from and after the first Monday in December 1940.

H. B. 520, an act to regulate bills of cost in civil actions tried and determined in any of the courts of Duplin County.

H. B. 531, an act to provide for the celebration of the one hundred and fiftieth anniversary of the founding of Raleigh as the Capital of North Carolina and the appointment of a Raleigh Sesqui-Centennial Commission by the Governor for such purpose.

H. B. 534, an act for better enforcement of the theft laws in Caswell County.

H. B. 535, an act to allow the Register of Deeds of Caswell County compensation for clerk hire.

H. B. 565, an act to relieve Durham County from liability for property damages or personal injuries caused by dogs under Section 1681 of the Consolidated Statutes of 1919.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 125, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the duties and authority of the State Highway Patrol.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

H. B. 454, a bill to create the office of jailer in Cleveland County and provide for the operation of the jail under the supervision of the Board of County Commissioners, with a favorable report.

H. B. 572, a bill to amend Chapter 81 of the Public Local Laws of 1937, relating to the auditor of Pender County, with a favorable report.

H. B. 573, a bill to fix the salary of the tax collector of the town of Kelford, Bertie County, with a favorable report.

H. B. 577, a bill authorizing the Board of County Commissioners of Anson County to appoint a special officer for the Anson County Golf Association, with a favorable report.

H. B. 583, a bill to amend Chapter 146, Public Laws of 1927, authorizing county commissioners, at the request of a solicitor, to furnish special counsel, with a favorable report.

H. B. 571, a bill to amend Chapter 109 of the Public Local Laws of 1937, relating to the tax collector of Pender County, with a favorable report.

H. B. 558, a bill providing for the appointment of a tax collector for Scotland County, with a favorable report.

H. B. 526, a bill to amend Chapter 301, Public Local Laws of 1935, relating to the appointment of rural policemen in Robeson County, and to provide for an office deputy for the sheriff of Robeson County, with a favorable report.

S. B. 269, a bill authorizing the County Commissioners of Franklin County to pay the premium on surety bonds given to the clerk of the Superior Court of Franklin County by the deputy clerk of said county, with a favorable report.

S. B. 275, a bill to empower the County Commissioners of Rockingham County to contract with the sheriff of said county for services rendered by deputy sheriffs, with a favorable report.

H. B. 405, a bill to amend Chapter 319 of the Public Laws of 1937, relating to the selection of county superintendent of public welfare, with a favorable report.

H. B. 319, a bill to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto, with a favorable report.

By Senator Morphew, for the Committee on Election Laws:

S. B. 250, a bill requiring the County Board of Elections for Richmond County, North Carolina, to require a new registration of all qualified voters before the Democratic Primary in Richmond County, North Carolina, in the year 1940, with a favorable report.

S. B. 219, a bill to repeal Chapter 297 of the Public Local Laws of 1931, relating to the election of the County Commissioners for Richmond County, with a favorable report.

H. B. 15, a bill to amend Section 6054 of Volume 3 of the Consolidated Statutes, placing Alexander County under the state-wide primary law; and to exempt said county from the provisions of the absentee ballot law in all primary elections, with a favorable report.

H. B. 264, a bill to regulate the election of the mayor and aldermen of the town of Andrews, Cherokee County, with an unfavorable report.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

S. B. 273, a bill to amend Chapter 243 of the Private Laws of 1911, relating to the charter of the city of Statesville, with a favorable report.

By Senator Bellamy, for the Committee on Conservation and Development:

S. B. 226, a bill relative to the title to the land built up and constructed in the town of Wrightsville Beach in the county of New Hanover as a result of certain erosion control work in said town, with a favorable report.

S. B. 277, a bill authorizing the Department of Conservation and Development to negotiate for, purchase and operate the Marmon Fish Hatchery in Avery County, with a favorable report.

By Senator Folger, for the Committee on Education:

H. B. 192, a bill to appoint members of the County Board of Education of Currituck County and to fix their terms, with a favorable report.

H. B. 562, a bill to make the per diem of the members of the Board of Education of Wayne County equal to that of the members of the Board of County Commissioners, with a favorable report.

H. B. 472, a bill to authorize the Board of Education of Davie County to lease or sell abandoned school property, with a favorable report.

H. B. 303, a bill to appoint trustees of the Tyron-Saluda administrative school unit, with a favorable report.

By Senator Halstead, for the Committee on Courts and Judicial Districts:

H. B. 413, a bill to amend Section 1443, Volume 3 of the Consolidated Statutes, as amended by Chapter 96 of the Public Laws of 1931, providing an extra civil term of court for Hoke County, with a favorable report.

S. B. 256, a bill to amend Chapter 413 of the Public Laws of 1937, relating to the courts of Rockingham County, with a favorable report.

By Senator Corey, for the Committee on Propositions and Grievances:

H. B. 207, a bill to amend Chapter 146, Public Laws of 1915, as amended, with an unfavorable report.

H. B. 304, a bill to regulate the operation of pool or billiard parlors in the town of Hayesville, with a favorable report.

H. B. 470, a bill empowering the town of Blowing Rock to regulate seasonal businesses and defining the same, with a favorable report.

H. B. 435, a bill for the relief of W. G. Harrison and wife, Desser Roberts Harrison, of Warren County, with a favorable report.

H. B. 460, a bill to amend Chapter 148 of the Public Laws of 1927, relating to parking in front of fire hydrant, fire station or private driveway, with a favorable report.

H. B. 537, a bill to ratify and confirm the acts of the trustees of the Troy School district and the Board of Education of Montgomery County in conveying title to certain property in Montgomery County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward: S. B. 283, a bill amending Chapter 331 of the Public Laws of 1929, the same being "An act amending Chapter 56 of the Consolidated Statutes, relating to special assessments, and extending the Statute of Limitations from ten years to fifteen years from the default in the payment of any installments of unpaid assessments.

Referred to Committee on Judiciary No. 2.

By Senator Ward: S. B. 284, a bill to prescribe the fees for probate and registration of certain right-of-way deeds in Duplin, Pender, Sampson and Bladen Counties.

Referred to Committee on Judiciary No. 2.

By Senator Separk: S. B. 285, a bill to prevent rebating by insurance companies or their agents.

Referred to Committee on Insurance.

By Senator Hatcher: S. B. 286, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Burke County.

Referred to Committee on Judiciary No. 2.

By Senator Umstead: S. B. 287, a bill to prevent the exclusion of any person from any State institution of higher education because of sex.

Referred to Committee on Education.

By Senators Gregory and Separk: S. B. 288, a bill to amend and supplement Chapter 650 of the Public Local Laws of 1937, relating to local supplements in administrative units or in school districts in Rowan and Gaston Counties.

Referred to Committee on Judiciary No. 1.

By Senator Palmer: S. B. 289, a bill to amend Chapter 71 of the Public Local Laws of 1919, relative to the salaries of the Commissioners of Cabarrus County.

Referred to Committee on Salaries and Fees.

By Senators Umstead, Boyette, Eagles, Frink and Bellamy: S. R. 290, a joint resolution expressing sympathy and respect for Honorable K. Clyde Council on account of the death of his brother, Jesse K. Council.

Upon motion of Senator Bellamy, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Bowers: S. B. 291, a bill to prohibit the sale of beer and wine in the counties of Avery and Madison between the hours of twelve o'clock midnight Saturday and twelve o'clock midnight Sunday, or operate a dance hall.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 608, a bill to amend Chapter 144 of the Public Local and Private Laws of 1937, relating to the Civil Service Commission of the city of High Point.

Referred to Committee on Judiciary No. 1.

H. B. 28, a bill to repeal Chapter 409, Public Local Laws of 1937, which provided for the creating of an Agricultural, Breeders' and Racing Commission in the county of Rowan in the State of North Carolina and an election thereon.

Referred to Committee on Judiciary No. 2.

H. B. 568, a bill to permit the taking of foxes by means of traps in the county of Swain.

Referred to Committee on Conservation and Development.

H. B. 553, a bill to amend the charter of the town of Creswell in Washington County.

Referred to Committee on Counties, Cities and Towns.

H. B. 580, a bill to prohibit the operation of dance halls in Northampton County on Sunday.

Referred to Committee on Propositions and Grievances.

H. B. 551, a bill to amend Chapter 207, Public Laws 1937, relating to the regulation of setting fires in areas under the protection of the State Department of Conservation and Development.

Referred to Committee on Conservation and Development.

H. B. 579, a bill relating to the fees of the sheriff of Hertford County for arrests in criminal cases.

Referred to Committee on Salaries and Fees.

H. B. 625, a bill as to jury trials in courts of Justices of the Peace and the Recorders Court in Lincoln County.

Referred to Committee on Judiciary No. 2.

H. B. 624, a bill to fix the fees of witnesses in courts of Justices of the Peace in Lincoln County.

Referred to Committee on Salaries and Fees.

H. B. 321, a bill to amend Chapter 408 of the Laws of 1935, relating to the cooperation of cities, towns, incorporated villages and the State with housing authorities and the United States of America.

Referred to Committee on Judiciary No. 1.

H. B. 457, a bill to amend Chapter 486 of the Public Laws of 1935, relative to fees of game and deputy game protectors.

Referred to Committee on Conservation and Development.

H. B. 13, a bill to raise revenue.

Upon motion of Senator Taylor, the bill is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 274, a bill to ratify and validate the proceedings of the county of Columbus for the issuance of certain bonds of said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 371, a bill to amend the charter of the town of Lumberton, relating to its corporate limits, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis,

Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 397, a bill to validate certain bonds of the town of Zebulon and authorize the issuance of refunding and funding bonds of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 402, a bill to extend the corporate limits of the city of Hickory, upon second reading.

Senator Graham offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 424, a bill to amend Chapter 295, Private Laws of 1903, as amended by Chapter 264, Private Laws of 1915, relative to the charter of the town of Hertford, by providing for the addition of one commissioner, making the total four, and providing for the nomination of the mayor and commissioners by primary, and providing that the mayor may also act in the capacity of city manager, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 425, a bill to authorize the County Commissioners of Northampton County to fix the allowance to tax collectors for tax sales certificates and to

levy a special tax for maintenance of the Superior Court, the Recorders Court and the county jail, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 432, a bill to amend the town charter of the town of Ahoskie, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 438, a bill to authorize the commissioners of Caswell County to levy a special tax for the support of the poor, maintenance of county health work, for operating the courts and for an inventory of tax books of said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 448, a bill to amend Chapter 559, Public Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead,

Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 451, a bill validating a certain note of the town of Graham and authorizing the issuance of bonds of said town to fund said note, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 459, a bill amending Chapter 109, Private Laws, 1933, as amended, the same being entitled "An act relating to special assessments levied by the city of Greensboro", upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 484, a bill to amend Chapter 187, Private Laws of 1925, same being "An act to change the corporate limits of the city of Monroe", so as to correct and redefine the corporate limits of the city of Monroe, and to prescribe punishment for disturbing markers placed thereon by the city of Monroe, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 501, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount, upon second reading.

The bill passes its second reading by roll call vote, ayes, 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

S. B. 150, a bill to amend Chapter 21 of the Private Laws of 1935, relative to the charter of the town of Carolina Beach.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 240, a bill to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 241, a bill to amend Chapter 98 of the Private Laws of 1909, relative to salaries of the Board of Aldermen of the city of Greenville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 247, a bill to validate certain sales of land for taxes in Craven County and certificates issued in pursuance thereof.

Upon motion of Senator Sutton, action on the bill is deferred until tomorrow.

S. B. 248, a bill to permit payment with bonds of delinquent taxes in Craven County for 1932 and to further facilitate the collection of delinquent taxes in said county.

Upon motion of Senator Sutton, action on the bill is deferred until tomorrow.

S. B. 255, a bill to validate and confirm certain street and sidewalk assessments in cities and towns in Catawba County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 257, a bill to prevent the operation of carnivals and other amusement devices on Sunday within one-half mile of the outside boundaries of the municipal park of the city of High Point, located in Jamestown Township, Guilford County, North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 259, a bill to fix the status of title to the community hospital, located in the city of Wilmington, in said city and county of New Hanover.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 260, a bill to amend Chapter number 10, Public Local Laws of 1933, authorizing the Board of Commissioners of Robeson County to fix, raise, lower or adjust salaries of county officials and subordinates in accordance with changing economic conditions and for efficiency.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 232, a bill to prohibit the dredging of oysters in Bay River in Pamlico County.

Passes its second and third readings and is ordered enrolled.

H. B. 363, a bill authorizing and empowering the governing body of the city of Durham to appoint some person, other than an officer of the corporation, as delinquent tax collector and fix his duties and responsibilities.

Passes its second and third readings and is ordered enrolled.

H. B. 373, a bill to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery and other counties, and making same applicable to Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 414, a bill to create and establish the Fairmont administrative unit and providing for the administration and control thereof.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 431, a bill to provide for the collection of the delinquent taxes in Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 437, a bill to amend Chapter 356 of the Public Local Laws of 1937, relating to the adjustment of delinquent taxes in Pender County and creating a commission for effecting such adjustments.

Passes its second and third readings and is ordered enrolled.

H. B. 440, a bill to amend Chapter 379, Public Laws of 1935, as to clerk's fees in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 453, a bill to create the office of tax collector for the county of Cleveland.

Passes its second and third readings and is ordered enrolled.

H. B. 485, a bill to repeal Chapter 128, Public Local Laws of 1935, and Chapter 209, Public Local Laws of 1931, and to grant the Commissioners of Carteret County the power to fix all salaries of employees.

Passes its second and third readings and is ordered enrolled.

H. B. 489, a bill to amend Chapter 213 of the Private Laws of 1903, allowing compensation to the councilmen of the town of Plymouth and increasing the salary of the mayor of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 494, a bill to amend Section 2 of Chapter 681 of the Public Local Laws of 1927, authorizing the employment of a part-time Chairman of the Board of County Commissioners of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 495, a bill to provide for additional duties for the tax collector of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 502, a bill to amend Chapter 132 of the Public Local Laws of 1935, relating to the salary of the clerk of the Superior Court of Currituck County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 503, a bill to establish a schedule of fees for the Justices of the Peace of Scotland County.

Passes its second and third readings and is ordered enrolled.

H. B. 521, a bill to permit Duplin County to assign defaulted tax liens and to permit collection of the same.

Passes its second and third readings and is ordered enrolled.

H. B. 543, a bill relative to tax foreclosure suits in Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 548, a bill to fix the compensation of the coroner of Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 554, a bill to permit F. P. Markham, Jr. and wife Goldie Lister Markham, to disinter and remove all bodies and graves from their property on the north side of Colonial Avenue in the city of Elizabeth City, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 628, a bill to amend House Bill number 181, ratified the 14th day of February, 1939, relating to jury trials in Recorders Courts in Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 631, a bill validating sales of real property by the governing body of the town of Roxboro for delinquent taxes for the year 1937, and preceding years.

Passes its second and third readings and is ordered enrolled.

S. B. 88, a bill to provide a uniform procedure for the suspension or revocation by certain North Carolina boards and commissions of licenses to engage in trades and lawful callings.

The substitute offered by the Committee is adopted.

Passes its second reading.

Upon objection by Senator Gregory to its third reading, the bill remains on the Calendar.

S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyances by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith.

Upon motion of Senator Gold, the bill is made a Special Order for Wednesday, March 15, 1939.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, upon third reading.

Senator Lumpkin offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

Upon motion of Senator Taylor, the Senate recesses until this afternoon at 2:30 o'clock, at which time H. B. 13, a bill to raise revenue, is set for a Special Order.

AFTERNOON SESSION

SENATE CHAMBER,
Friday, March 10, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

SPECIAL ORDER

The President lays before the Senate the Special Order of the day, it being H. B. 13, a bill to raise revenue.

Upon motion of Senator Taylor, the Senate resolves itself into the Committee of the Whole for the consideration of the bill, Senator Smith presiding.

Upon motion of Senator Taylor, the Committee arises and reports progress as follows:

Mr. President:

Your Committee having under consideration H. B. 13, a bill to raise revenue, respectfully reports as follows:

That the Preamble and Title and Purpose of Act, Sections A and B be adopted, as written.

Article 1 — Schedule A

That Sections 1 to 29 inclusive, as written, be adopted.

That the whole of Article 1, Schedule A, as written, be adopted.

Article 11 — Schedule B

That Sections 100 to 120 inclusive, as written, be adopted.

That Section 121, as amended, be adopted.

That Section 122, as amended, be adopted.

That Sections 122½, 122¾, 123, 124, 125, 126, 126½, 127, 128, 129, as written, be adopted.

That Section 130, as amended, be adopted.

That Sections 131, 132, 133, as written, be adopted.

That Section 134, as amended, be adopted.

That Sections 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, as written, be adopted.

That Section 148, as amended, be adopted.

Respectfully submitted,
SENATOR TAYLOR, *for the Committee.*

Upon motion of Senator Taylor, the report of the Committee is adopted.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 401, a bill to revise the Confederate pension rolls as to widows and colored servants eligible for the benefits of old age assistance, upon second reading.

Upon motion of Senator Rodman, the vote by which the bill passed its second reading is reconsidered and the vote by which the amendment offered by himself was adopted is reconsidered.

Senator Rodman withdraws the amendment offered by himself.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Hatcher, the Senate recesses until tonight at 8 o'clock.

EVENING SESSION

SENATE CHAMBER,
Friday, March 10, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor Clyde R. Hoey:

Friday, March 10, 1939.

To the Senate of the General Assembly of North Carolina:

I have the honor to transmit herewith a list of appointments made to fill vacancies in the Boards of Trustees or Directors of the various State institutions, the appointments for which are required to be forwarded to the Senate for confirmation.

The appointments made by me as Governor during the past two years for Board members requiring the approval of the Senate are shown on the attached list.

Respectfully submitted,
CLYDE R. HOEY, *Governor.*

NORTH CAROLINA SANATORIUM FOR THE TREATMENT OF TUBERCULOSIS
AND
WESTERN NORTH CAROLINA SANATORIUM FOR THE TREATMENT OF TUBERCULOSIS

Name	*Address*	*For Term Expiring*
Mrs. Max Payne	Greensboro	May 12, 1943
Dr. Lester P. Martin	Mocksville	May 12, 1943
R. E. Finch	Black Mountain	August 26, 1942
Dr. M. L. Stevens	Asheville	August 26, 1942
Dr. T. W. M. Long	Roanoke Rapids	April 29, 1939

Name	*Address*	*For Term Expiring*
EASTERN CAROLINA TEACHERS COLLEGE, GREENVILLE		
O. P. Makepeace	Sanford	June 30, 1943
A. B. Andrews	Raleigh	June 30, 1943
J. K. Warren	Trenton	June 30, 1943
Mrs. Charles M. Johnson	Raleigh	June 30, 1943
Dr. Paul Fitzgerald	Greenville	June 30, 1939
WESTERN CAROLINA TEACHERS COLLEGE, CULLOWHEE		
W. E. Breese	Brevard	May 1, 1941
Mrs. D. H. Tillett	Andrews	May 1, 1941
Harry E. Buchanan	Hendersonville	May 1, 1941
B. C. Jones	Bryson City	May 1, 1941
Mrs. J. S. Silversteen	Brevard	May 1, 1941
Raymond U. Sutton	Sylva	May 1, 1941
E. Frank Watson	Burnsville	May 1, 1941
L. Berge Beam	Lincolnton	May 1, 1941
D. Hiden Ramsey	Asheville	May 1, 1941
CHEROKEE INDIAN NORMAL SCHOOL, PEMBROKE		
John R. Lowery	Pembroke	April 1, 1941
A. Y. Paul	Pembroke	April 1, 1941
S. A. Hammonds	Lumberton	April 1, 1941
W. D. Oxendine	Buies	April 1, 1941
E. B. Sampson	Pembroke	April 1, 1941
Carl Lee Maynor	Pembroke	April 1, 1941
James A. Sampson	Lumberton	April 1, 1941
E. Lowery	Raynham	April 1, 1941
Zeb A. Lowry	Pembroke	April 1, 1941
STATE HOSPITAL FOR THE INSANE, RALEIGH		
W. G. Clark	Tarboro	April 28, 1941
Mrs. M. F. Williams	Faison	April 28, 1941
Dr. Charles S. Mangum	Chapel Hill	April 28, 1941
Dr. W. R. Stanford	Durham	April 28, 1941
Dr. W. H. Cowell	Shawboro	April 28, 1941
K. C. Council	Wananish	April 28, 1941
T. Spruill Thornton	Winston-Salem	April 28, 1941
N. Edw. Edgerton	Raleigh	April 28, 1941
Dr. D. T. Smithwick	Louisburg	April 28, 1941
STATE HOSPITAL FOR THE INSANE, MORGANTON		
Harry Riddle	Morganton	July 27, 1941
J. H. Beall	Lenoir	July 27, 1941
Dr. L. A. Crowell	Lincolnton	July 27, 1941
Dr. G. S. Kirby	Marion	July 27, 1941
Mrs. Ed White	Asheville	July 27, 1941
W. A. Richards	Charlotte	July 27, 1941
John A. Scott	Statesville	July 27, 1941
W. C. Feimster	Newton	July 27, 1941
J. Luther Snyder	Charlotte	July 27, 1941

Name	*Address*	*For Term Expiring*
STATE HOSPITAL FOR THE INSANE, GOLDSBORO (COLORED)		
Graham Woodard	Wilson	July 30, 1941
W. A. Dees	Goldsboro	July 30, 1941
C. P. Aycock	Pantego	July 30, 1941
W. E. Hooks	Ayden	July 30, 1941
Knox Johnston	Mocksville	July 30, 1941
J. Dixon Phillips	Laurinburg	July 30, 1941
Dr. W. P. Holt, Sr.	Erwin	July 30, 1941
W. W. Davis	Lumberton	July 30, 1941
THE STATE TRAINING SCHOOL FOR NEGRO BOYS, HOFFMAN (MORRISON INDUSTRIAL SCHOOL)		
W. L. Parsons, Jr.	Rockingham	July 31, 1941
T. C. Coxe	Wadesboro	July 31, 1941
A. J. Butler	Hoffman	July 31, 1941
B. F. Reynolds	Rockingham	July 31, 1941
C. S. Massey	Waxhaw	July 31, 1941
W. R. Hartness	Sanford	July 31, 1941
Thad Tate (Col.)	Charlotte	July 31, 1941
Isaac H. Smith	New Bern	July 31, 1941
EASTERN CAROLINA INDUSTRIAL TRAINING SCHOOL FOR BOYS, ROCKY MOUNT		
J. L. Horne, Jr.	Rocky Mount	June 30, 1941
Mrs. R. S. McCoin	Rocky Mount	June 30, 1941
Richard T. Fountain	Rocky Mount	June 30, 1941
J. C. Braswell	Rocky Mount	June 30, 1941
Albion Dunn	Greenville	June 30, 1941
Dr. C. F. Strosnider	Goldsboro	June 30, 1941
N. E. Edgerton	Raleigh	June 30, 1941
NORTH CAROLINA ORTHOPAEDIC HOSPITAL, GASTONIA		
M. B. Spiers	Charlotte	April 4, 1941
Paul C. Whitlock	Charlotte	April 4, 1941
George Blanton	Shelby	April 4, 1939
Dr. R. A. Moore	Winston-Salem	April 4, 1939
Mrs. Lionel Weil	Goldsboro	April 4, 1943
John L. Beal	Gastonia	April 4, 1943
Paul R. Ervin	Charlotte	April 4, 1943
CASWELL TRAINING SCHOOL, KINSTON		
Leonard L. Oettinger	Kinston	May 1, 1941
Rev. E. David Dodd	Creedmoor	May 1, 1941
W. R. Allen	Goldsboro	May 1, 1941
Dr. W. C. Sutton	Richland	May 1, 1941
R. L. Coburn	Williamston	May 1, 1941
Dr. W. E. Dawson	Hookerton	May 1, 1941
Sam Clark	Tarboro	May 1, 1941
Mrs. C. W. Beasley	Colerain	May 1, 1941
John A. Park	Raleigh	May 1, 1941

Name	*Address*	*For Term Expiring*
NORTH CAROLINA SCHOOL FOR THE BLIND AND DEAF, RALEIGH		
E. J. Britt	Lumberton	May 1, 1941
Mrs. T. W. Bickett	Raleigh	May 1, 1941
Neill McK. Salmon	Lillington	May 1, 1941
Rev. W. L. Hutchins	Concord	May 1, 1941
Dr. W. A. Rogers	Franklin	May 1, 1941
W. G. Enloe	Raleigh	May 1, 1941
Dr. B. E. Reeves	West Jefferson	May 1, 1941
E. I. Bugg	Durham	May 1, 1941
Carroll W. Weathers	Raleigh	May 1, 1941
J. Edward Allen	Nashville	May 1, 1941
NORTH CAROLINA SCHOOL FOR THE DEAF, MORGANTON		
W. W. Neal	Marion	April 1, 1941
W. M. Shuford	Lexington	April 1, 1941
F. H. Coffey	Lenoir	April 1, 1941
H. L. Wilson	Morganton	April 1, 1941
Dr. Fred E. Motley	Charlotte	April 1, 1941
Dr. Howard E. Rondthaler	Winston-Salem	April 1, 1941
Robert C. Miller	Asheville	April 1, 1941
STONEWALL JACKSON MANUAL TRAINING AND INDUSTRIAL SCHOOL, CONCORD		
Alex. R. Howard	Concord	April 10, 1941
Luther T. Hartsell	Concord	April 10, 1941
Paul C. Whitlock	Charlotte	April 10, 1941
Mrs. R. O. Everett	Durham	April 10, 1941
Mrs. Cameron Morrison	Charlotte	April 10, 1941
Miss Easdale Shaw	Rockingham	April 10, 1941
Herman Cone	Greensboro	April 10, 1941
L. D. Coltrane	Concord	April 10, 1941
Mrs. W. C. Hammer	Asheboro	April 10, 1941
O. C. Bruton	Mount Gilead	April 10, 1941
Mrs. Geo. E. Marshall	Mount Airy	April 10, 1941
NORTH CAROLINA COLLEGE FOR NEGROES, DURHAM		
Dr. R. L. Flowers	Durham	May 1, 1941
R. M. Gantt	Durham	May 1, 1941
Jule B. Warren	Raleigh	May 1, 1941
Henry W. Staton	Bethel	May 1, 1941
R. E. Price	Rutherfordton	May 1, 1941
Dr. Edg. W. Knight	Chapel Hill	May 1, 1941
Dr. S. Levy	Charlotte	May 1, 1941
J. W. Noell	Roxboro	May 1, 1941
A. B. Saleeby	Salisbury	May 1, 1941
J. A. Groves	Albemarle	May 1, 1941
Oscar G. Barker	Durham	May 1, 1941
C. C. Spaulding	Durham	May 1, 1941

Name	*Address*	*For Term Expiring*
WINSTON-SALEM TEACHERS COLLEGE FOR NEGROES		
H. E. Fries	Winston-Salem	April 5, 1941
John C. Whitaker	Winston-Salem	April 5, 1941
W. A. Blair	Winston-Salem	April 5, 1941
A. H. Eller	Winston-Salem	April 5, 1941
Robt. W. Gorrell	Winston-Salem	April 5, 1941
Gordon Gray	Winston-Salem	April 5, 1941
R. M. Cox	Winston-Salem	April 5, 1941
T. Austin Finch	Thomasville	April 5, 1941
Harmon Linville	Kernersville	April 5, 1941
ELIZABETH CITY STATE NORMAL SCHOOL FOR NEGROES		
G. R. Little	Elizabeth City	May 1, 1941
Mrs. J. G. Fearing	Elizabeth City	May 1, 1941
W. I. Halstead	Elizabeth City	May 1, 1941
J. K. Wilson	Elizabeth City	May 1, 1941
John H. Hall	Elizabeth City	May 1, 1941
J. L. Wiggins	Edenton	May 1, 1941
Miles G. Clark	Elizabeth City	May 1, 1941
N. C. Newbold	Raleigh	May 1, 1941
J. B. Benton	Benson	May 1, 1941
John Peele	Elizabeth City	May 1, 1941
FAYETTEVILLE COLORED NORMAL SCHOOL		
H. L. Cook	Fayetteville	October 1, 1941
Maurice Fleishman	Fayetteville	October 1, 1941
A. M. Shaw	Lillington	October 1, 1941
Emil Rosenthal	Goldsboro	October 1, 1941
T. B. Rose, Jr.	Henderson	October 1, 1941
Frank H. Stedman	Fayetteville	October 1, 1941
R. M. Lilly	Fayetteville	October 1, 1941
Robert Weinstein	Lumberton	October 1, 1941
Dr. R. R. Taylor	Wilmington	October 1, 1941
APPALACHIAN STATE NORMAL SCHOOL, BOONE		
G. P. Hagamann	Boone	May 1, 1941
Eugene Transour	Sparta	May 1, 1941
G. H. Geitner	Hickory	May 1, 1941
T. C. Bowie	West Jefferson	May 1, 1941
H. H. Sullivan	Asheville	May 1, 1941
Hugh Cranor	Wilkesboro	May 1, 1941
I. T. Avery	Morganton	May 1, 1941
Mrs. E. F. Reid	Lenoir	May 1, 1941
V. D. Guire	Lenoir	May 1, 1941

Name	*Address*	*For Term Expiring*
STATE HOME AND INDUSTRIAL SCHOOL FOR GIRLS (SAMARCAND)		
Mrs. J. R. Page	Aberdeen	April 15, 1941
Mrs. E. F. McCullough	Elizabethtown	April 15, 1941
Capt. G. H. Maurice	Eagle Springs	April 15, 1941
Miss Charlotte Tedder	Shelby	April 15, 1941
F. M. Redd	Charlotte	April 15, 1941
Mrs. J. Wilbur Bunn	Raleigh	April 15, 1941
E. T. McKeithan	Aberdeen	April 15, 1941
Mrs. John D. Robinson	Wallace	April 15, 1941
Dr. W. A. Stanbury	Greensboro	April 15, 1941

Upon motion of Senator Smith, seconded by Senator Taylor, the appointments as submitted in the Governor's message are approved and confirmed for the position stated and for the time specified.

CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 13, a bill to raise revenue.

Upon motion of Senator Taylor, the Senate resolves itself into the Committee of the Whole, for the consideration of the bill, Senator Smith presiding.

Upon motion of Senator Taylor, the Committee arises and reports progress as follows:
Mr. President:

Your Committee having under consideration H. B. 13, a bill to raise revenue, reports as follows:

Article II — Schedule B

That Sections 149 to 155 inclusive, as written, be adopted.

That Section 130 heretofore adopted, as amended, be re-opened.

That Section 130, as amended, be re-adopted.

That Sections 156 to 191 inclusive, as written, be adopted.

That the whole of Article II, Schedule B, as amended, be adopted.

Article III — Schedule C

That Sections 201 to 217 inclusive, as written, be adopted.

That the whole of Article III, Schedule B, as written, be adopted.

Article IV — Schedule D

That Sections 300 to 341 inclusive, as written, be adopted.

That Article IV, Schedule D, as written, be adopted.

Article V — Schedule E

That the whole of Article V, Schedule E, as written, be adopted.

That a new Section known as Article V-A — Special sales tax on remedies for aches and pains containing any coal tar derivatives submitted by Senator Long, be adopted.

Article VI — Schedule F

That the whole of Article VI, Schedule F, as amended, be adopted.

Article VII — Schedule G

That the whole of Article VII, Schedule G, as written, be adopted.

Article VIII — Schedule H

That the whole of Article VIII, Schedule H, as written, be adopted.

Article IX — Schedule I

That the whole of Article IX, Schedule I, as written, be adopted.

Article X — Schedule J

That the whole of Article X, Schedule J, as written, be adopted.

That Article II, Schedule B, heretofore adopted, be re-opened and Section 104 be reconsidered.

That Section 104, as amended, be adopted.

That the whole of Article II, Schedule B, as amended, be adopted.

That Article VIII, Schedule H, heretofore adopted, be re-opened and Section 705 be reconsidered.

That Section 705, as amended, be adopted.

That the whole of Article VIII, Schedule H, as amended, be adopted.

That Article V, Schedule E, heretofore adopted, be re-opened and Section 406 be reconsidered.

That Section 406, as amended, be adopted.

That the whole of Article V, Schedule E, as amended, be adopted.

That the bill in its entirety, as amended, be adopted.

Respectfully submitted,
SENATOR TAYLOR, *for the Committee.*

Upon motion of Senator Taylor, the report of the Committee is adopted.

Upon motion of Senator Taylor, H. B. 13, a bill to raise revenue, as amended by the Committee of the Whole is adopted, constituting its first reading and takes its place upon the second reading roll call calendar.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow at 12:05 a. m.

FIFTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, March 11, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Senator Bain of Wayne County.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 13, a bill to raise revenue, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 6, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Curtis, Eagles, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Taylor, Ward, Watkins, Wellons,—34.

Those voting in the negative are: Senators Ballentine, Cowles, Folger, Long, Lumpkin, Umstead,—6.

Upon motion of Senator Lumpkin, the Senate adjourns to meet Monday evening at 8 o'clock.

FIFTY-NINTH DAY

SENATE CHAMBER,
Monday, March 13, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Price, the courtesies of the floor are extended to former Senator J. C. Brown of Rockingham County.

Upon motion of Senator Austin, the courtesies of the floor are extended to Honorable W. E. McNeil of Ashe County.

Upon motion of Senator Blythe, the courtesies of the floor are extended to former Senator J. A. Bell of Mecklenburg County.

Upon motion of Senator Cogburn, the courtesies of the floor are extended to Honorable Sam Robinson of Haywood County.

Upon motion of Senator Graham, the courtesies of the floor are extended to Honorable W. R. Wooten of Lincoln County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mr. and Mrs. Dupree of New York City, nephew and niece of Governor and Mrs. Clyde R. Hoey.

Upon motion of Senator Graham, the courtesies of the floor are extended to former Senator Buren Jurney of Catawba County.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Senator B. C. Brock of Davie County.

Upon motion of Senator Warren, the courtesies of the floor are extended to former Speaker Reginald Harris of Person County.

Upon motion of Senator Barber, the courtesies of the galleries are extended to Mrs. Lillian Ballentine and Miss Mabel Ballentine, mother and sister of Senator Ballentine of Wake County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Representative Con Johnston of Iredell County.

Upon motion of Senator Ward, the courtesies of the floor are extended to former Senator W. A. Brown of Duplin County.

Upon motion of Senator Umstead, H. B. 373, a bill to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery and other counties, and making same applicable to Orange County, is

recalled from the Enrolling Office and the vote by which it passed its second and third readings is reconsidered, and the bill is placed upon the Calendar.

Upon motion of Senator Long, S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, is recalled from the Engrossing Office and the vote by which it passed its third reading is reconsidered, and the bill is placed upon today's Calendar.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 227, an act to ratify the acts of G. D. Davidson and E. G. Jones, Justices of the Peace of Anson County.

S. B. 238, an act to permit Moore County to convey to Moore County Hospital, Incorporated, certain real estate and property upon which Moore County Hospital is situated.

H. B. 232, an act to prohibit the dredging of oysters in Bay River in Pamlico County.

H. B. 244, an act to fix the salaries of the officers of Yadkin County and to provide for the appointment of a jailer for said county.

H. B. 263, an act authorizing and empowering the governing body of the city of Durham to appoint some person, other than an officer of the corporation, as delinquent tax collector, and fix his duties and responsibilities.

H. B. 401, an act to revise the confederate pension rolls as to widows and colored servants eligible for the benefits of old age assistance.

H. B. 431, an act to provide for the collection of the delinquent taxes in Pitt County.

H. B. 437, an act to amend Chapter 356 of the Public Laws of 1937, relating to the adjustment of delinquent taxes in Pender County and creating a commission for effecting such adjustments.

H. B. 440, an act to amend Chapter 379, Public Laws of 1935, as to clerks fees in Beaufort County.

H. B. 453, an act to create the office of tax collector for the county of Cleveland.

H. B. 485, an act to repeal Chapter 128, Public Local Laws of 1935, and Chapter 209, Public Local Laws of 1931, and to grant the commissioners of Carteret County the power to fix all salaries of employees.

H. B. 489, an act to amend Chapter 213 of the Private Laws of 1903, allowing compensation to the councilmen of the town of Plymouth and increasing the salary of the mayor of said town.

H. B. 521, an act to permit Duplin County to assign defaulted tax liens and to permit collection of the same.

H. B. 494, an act to amend Section 2 of Chapter 681 of the Public Local Laws of 1927, authorizing the employment of a part-time chairman of the Board of County Commissioners of Alamance County.

H. B. 495, an act to provide for additional duties for the tax collector of Alamance County.

H. B. 503, an act to establish a schedule of fees for the Justices of the Peace of Scotland County.

H. B. 543, an act relative to tax foreclosure suits in Wayne County.

H. B. 548, an act to fix the compensation of the coroner of Caldwell County.

H. B. 554, an act to permit F. P. Markham, Jr., and his wife, Goldie Lister Markham, to disinter and remove all bodies and graves from their property on the north side of Colonial Avenue in the city of Elizabeth City, North Carolina.

H. B. 631, an act validating sales of real property by the governing body of the town of Roxboro for delinquent taxes for the year 1937, and preceding years.

H. B. 628, an act to amend H. B. number 181, ratified the 14th day of February, 1939, relating to jury trials in Recorders Courts in Union County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives.

S. B. 257, a bill to prevent the operation of carnivals and other amusement devices on Sunday within one-half mile of the outside boundaries of the municipal park of the city of High Point, located in Jamestown Township, Guilford County, North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morphew, for the Committee on Election Laws:

H. B. 642, a bill relative to elections in the town of Spencer, fixing dates for primary elections and registration period, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morphew: S. B. 292, a bill to extend the terms of office of the County Commissioners of Cherokee County.

Upon motion of Senator Morphew, the bill is placed upon the Calendar.

By Senator Morphew: S. B. 293, a bill relating to the collection of taxes in Graham County.

Upon motion of Senator Morphew, the bill is placed upon the Calendar.

By Senator Jewel: S. B. 294, a bill to prevent intimidation of employees by employers.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Jewell: S. B. 295, a bill to regulate the employment of welfare workers in Richmond County, North Carolina.

Referred to Committee on Public Welfare.

By Senator Joyner: S. B. 296, a bill to provide for an election on the question of whether Iredell County should assume the outstanding bonded indebtedness of any school district in said county.

Referred to Committee on Finance.

By Senator Joyner: S. B. 297, a bill to provide an election to determine the question as to whether or not Iredell County should levy taxes and issue bonds for the purpose of acquiring, erecting, enlarging, altering, or equipping school buildings for any school district in Iredell County.

Referred to Committee on Finance.

By Senator Joyner: S. B. 298, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

Referred to Committee on Finance.

By Senator Smith: S. B. 299, a bill to amend the unemployment compensation law as to unemployment caused by commitment to a penal institution.

Referred to Committee on Unemployment Compensation.

By Senator Rodman: S. B. 300, a bill to amend Chapter 735, Public Local Laws of 1909, creating Recorders Court at Belhaven.

Referred to Committee on Courts and Judicial Districts.

By Senator Rodman: S. B. 301, a bill to amend Chapter 147, Public Local Laws of 1911, creating Recorder's Court at Aurora.

Referred to Committee on Courts and Judicial Districts.

By Senator Rodman: S. B. 302, a bill to authorize the Board of Commissioners of Beaufort County to employ extra clerical assistance in the office of the clerk of Superior Court and the Register of Deeds.

Referred to Committee on Judiciary No. 1.

By Senator Spruill: S. B. 303, a bill to extend time for foreclosure of town of Aulander tax sales certificates.

Referred to Committee on Finance.

By Senator Spruill: S. B. 304, a bill to prohibit the sale of beer or wine within the town of Aulander, Bertie County, on Sundays.

Referred to Committee on Finance.

By Senator Spruill: S. B. 305, a bill to amend Chapter 84, Private Laws of 1885, and Chapter 95, Private Laws of 1933, relating to the election of the mayor and commissioners of the town of Aulander, Bertie County.

Referred to Committee on Election Laws.

By Senator Ballentine: S. B. 306, a bill relating to the disposition of archives, newspaper files, printed books and manuscripts on file with the various departments, institutions, or political subdivisions of the State.

Referred to Committee on Judiciary No. 1.

By Senator Ballentine: S. B. 307, a bill to authorize municipalities in Wake County to sell lands acquired by foreclosure at public or private sale.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 600, a bill to set the salary of the chairman and members of the Board of County Commissioners of Madison County.

Referred to Committee on Election Laws.

H. B. 604, a bill to establish a pension fund for the retirement and disability of police officers of the city of Asheville.

Referred to Committee on Judiciary No. 1.

H. B. 605, a bill to establish a pension fund for the retirement and disability of members of the fire department of the city of Asheville.

Referred to Committee on Judiciary No. 1.

H. B. 477, a bill to permit the town of Rockingham to turn over Franklin Street in said town to the Highway Commission.

Referred to Committee on Counties, Cities and Towns.

H. B. 511, a bill authorizing and directing the town of Rockingham to pay compensation for the use of certain water and sewer lines outside of the corporate limits of the town of Rockingham owned by persons, firms, or corporations other than the town of Rockingham.

Referred to Committee on Judiciary No. 2.

H. B. 578, a bill to allow hunting of foxes at any time in Anson County.

Referred to Committee on Conservation and Development.

H. B. 618, a bill authorizing and empowering the Board of Commissioners of Bertie County to sell lands acquired through tax foreclosure sales for the years 1928, 1929, 1930, 1931, 1932 and 1933.

Referred to Committee on Finance.

H. B. 619, a bill to validate sale of lands for unpaid taxes of 1929, 1930, 1931, 1932, 1933 and 1934 made by commissioner duly appointed in foreclosure actions brought by the county against various property owners, whether said sales were made on days other than the first Monday of each month or the first three days of a session of the Superior Court.

Referred to Committee on Finance.

H. B. 623, a bill authorizing and empowering the Board of Trustees of the Raleigh city administrative school unit to use funds secured from sale of unused school property.

Referred to Committee on Finance.

H. B. 636, a bill enlarging the jurisdiction of the mayor of Morehead City, North Carolina.

Referred to Committee on Judiciary No. 1.

H. B. 221, a bill to repeal Chapter 389 of the Public Laws of 1937, relating to the stock law in certain portions of Currituck County.

Referred to Committee on Judiciary No. 1.

H. B. 358, a bill to create a jury commission for Buncombe County and to regulate the drawing of jurors.

Referred to Committee on JudiciaryNo. 1.

H. B. 473, a bill to amend Section 27 of Chapter 51 of the Public Laws of 1927, relative to fox hunting in Hertford County, (applicable also to Gates County).

Referred to Committee on Conservation and Development.

H. B. 658, a bill to place Black Swamp Township, Robeson County, in the county commissioner's district containing Britts, Lumberton, Orrum, Sterling's, Wisharts and Smyrna Townsrips.

Referred to Committee on Judiciary No. 1.

H. B. 694, a bill to amend Chapter 564, Public Local Laws of 1913, relating to the Recorders Court of Rutherford County.

Referred to Committee on Courts and Judicial Districts.

H. B. 257, a bill to place Mrs. Emily J. Henson, widow of Jesse Henson, a confederate veteran of Jackson County, on the pension roll.

Referred to Committee on Pensions and Soldiers Home.

H. B. 597, a bill to aid in the collection of delinquent taxes in Alexander County.

Referred to Committee on Finance.

H. B. 612, a bill granting additional powers and authority to the mayor and town council of the town of Rutherfordton.

Referred to Committee on Judiciary No. 2.

H. B. 646, a bill to be entitled "An act to amend Chapter 30 of the Private Laws of 1913, relating to the charter of the town of Bessemer City."

Referred to Committee on Counties, Cities and Towns.

H. B. 674, a bill to validate certain sales of land for taxes in Greene County, and certificates issued in pursuance thereof and to extend the time for tax foreclosure.

Referred to Committee on Finance.

H. B. 690, a bill to have certain county officers of Caswell County to render semi-annual report to the Board of County Commissioners of said county and have said commissioners publish said report and other reports and also publish monthly expenditures of the Board of County Commissioners of said county.

Upon motion of Senator Warren, the bill is placed upon the Calendar.

H. B. 660, a bill to permit the North Carolina Railroad Company and the Board of Aldermen of the city of Burlington to remove bodies to the city of Burlington colored cemetery.

Referred to Committee on Judiciary No. 1.

H. B. 670, a bill to permit persons in Sampson County to hunt fox therein without first securing a hunting license.

Referred to Committee on Conservation and Development.

H. B. 680, a bill to authorize the County Commissioners of Cabarrus County to regulate the use of firearms.

Referred to Committee on Judiciary No. 2.

H. B. 638, a bill to extend the term of office of the judge of Recorders Court of Camden County.

Referred to Committee on Courts and Judicial Districts.

H. B. 639, a bill to amend Chapter 49, Section 6, Public Laws of 1937, as to method of selection of County Board of Alcoholic Control, in Pasquotank County.

Referred to Committee on Finance.

H. B. 641, a bill to amend Chapter 180, Public Laws of 1907, relating to the Recorders Court of Pasquotank County.

Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 371, a bill to amend the charter of the town of Lumberton relating to its corporate limits, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 397, a bill to validate certain bonds of the town of Zebulon and authorize the issuance of refunding and funding bonds of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 402, a bill to extend the corporate limits of the city of Hickory, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered returned to the House of Representatives, for concurrence in the Senate amendment.

H. B. 424, a bill to amend Chapter 295, Private Laws of 1903, as amended by Chapter 264, Private Laws of 1915, relative to the charter of the town of

Hertford, by providing for the addition of one commissioner, making the total four, and providing for the nomination of the mayor and commissioners by primary, and providing that the mayor may also act in the capacity of city manager, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 425, a bill to authorize the County Commissioners of Northampton County to fix the allowance to tax collectors for tax sales certificates and to levy a special tax for maintenance of the Superior Court, the Recorders Court, and the county jail, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 432, a bill to amend the town charter of the town of Ahoskie, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 438, a bill to authorize the commissioners of Caswell County to levy a special tax for the support of the poor, maintenance of county health work, for operating the courts and for an inventory of tax books of said county, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Mor-

phew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 448, a bill to amend Chapter 559, Public Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 451, a bill validating a certain note of the town of Graham and authorizing the issuance of bonds of said town to fund said note, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 459, a bill amending Chapter 109, Private Laws 1933, as amended, the same being entitled "An Act relating to special assessments levied by the city of Greensboro," upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 484, a bill to amend Chapter 187, Private Laws of 1925, same being "An Act to change the corporate limits of the city of Monroe," so as to correct and redefine the corporate limits of the city of Monroe, and to prescribe punishment for disturbing markers placed thereon by the city of Monroe, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 501, a bill to further amend Chapter 209 of the Private Laws of 1905 amending the charter of the city of Rocky Mount, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

The bill is ordered enrolled.

H. B. 470, a bill empowering the town of Blowing Rock to regulate seasonal businesses and defining the same, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—45.

S. B. 219, a bill to repeal Chapter 297 of the Public Local Laws of 1931, relating to the election of the County Commissioners of Richmond County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 226, a bill relative to the title to the land built up and constructed in the town of Wrightsville Beach in the county of New Hanover as a result of certain erosion control work in said town.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 250, a bill requiring the County Board of Elections for Richmond County, North Carolina, to require a new registration of all qualified voters before the Democratic Primary in Richmond County, North Carolina, in the year 1940.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 256, a bill to amend Chapter 413 of the Public Laws of 1937, relating to the courts of Rockingham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 269, a bill authorizing the County Commissioners of Franklin County to pay the premium on surety bonds given to the clerk of the Superior Court of Franklin County by the deputy clerk of said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 273, a bill to amend Chapter 243 of the Private Laws of 1911, relating to the charter of the city of Statesville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 275, a bill to empower the County Commissioners of Rockingham County to contract with the sheriff of said county for services rendered by deputy sheriffs.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 15, a bill to amend Section 6054 of Volume III of the Consolidated Statutes, placing Alexander County under the state-wide primary law; and to exempt said county from the provisions of the absentee ballot law in all primary elections.

Passes its second and third readings and is ordered enrolled.

H. B. 192, a bill to appoint members of the County Board of Education of Currituck County and to fix their terms.

Passes its second and third readings and is ordered enrolled.

H. B. 303, a bill to appoint trustees of the Tryon-Saluda administrative school unit.

Passes its second and third readings and is ordered enrolled.

H. B. 304, a bill to regulate the operation of pool or billiard parlors in the town of Hayesville.

Passes its second and third readings and is ordered enrolled.

H. B. 405, a bill to amend Chapter 319 of the Public Laws of 1937, relating to the selection of county superintendent of public welfare.

Passes its second and third readings and is ordered enrolled.

H. B. 413, a bill to amend Section 1443, Volume 3 of the Consolidated Statutes, as amended by Chapter 96 of the Public Laws of 1931, providing an extra civil term of court for Hoke County.

Passes its second and third readings and is ordered enrolled.

H. B. 435, a bill for the relief of W. G. Harrison and wife, Desser Roberts Harrison of Warren County.

Passes its second and third readings and is ordered enrolled.

H. B. 454, a bill to create the office of jailer in Cleveland County and provide for the operation of the jail under the supervision of the Board of County Commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 472, a bill to authorize the Board of Education of Davie County to lease or sell abandoned school property.

Passes its second and third readings and is ordered enrolled.

H. B. 526, a bill to amend Chapter 301, Public Local Laws of 1935, relating to the appointment of rural policemen in Robeson County, and to provide for an office deputy for the sheriff of Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 537, a bill to ratify and confirm the acts of the trustees of the Troy school district and the Board of Education of Montgomery County in conveying title to certain property in Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 558, a bill providing for the appointment of a tax collector for Scotland County.

Passes its second and third readings and is ordered enrolled.

H. B. 562, a bill to make the per diem of the members of the Board of Education of Wayne County equal to that of the members of the Board of County Commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 571, a bill to amend Chapter 109 of the Public Local Laws of 1937, relating to the tax collector of Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 572, a bill to amend Chapter 81 of the Public Local Laws of 1937, relating to the auditor of Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 573, a bill to fix the salary of the tax collector of the town of Kelford, Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 577, a bill authorizing the Board of County Commissioners of Anson County to appoint a special officer for the Anson County Golf Association.

Passes its second and third readings and is ordered enrolled.

H. B. 13, a bill to raise revenue, upon third reading.

Senator Smith offers an amendment, striking out Article V-A, which imposes a tax on drugs containing coal tar derivatives.

Upon the adoption of the amendment offered by Senator Smith, Senator Long calls for the ayes and noes.

The call is sustained.

The amendment is adopted, ayes 23, noes 19, as follows:

Those voting in the affirmative are: Senators Ballentine, Bellamy, Blythe, Boyette, Bruton, Clark, Curtis, Folger, Gold, Gray, Gregory, Hatcher, Jewell, Joyner, McIntyre, Morphew, Price, Smith, Spruill, Sutton, Thomas, Umstead, Warren,—23.

Those voting in the negative are: Senators Bain, Barber, Cogburn, Corey, Eagles, Fearing, Gardner, Gibbs, Graham, Hughes, Long, Lumpkin, Prince, Rodman, Separk, Taylor, Ward, Watkins, Wellons,—19.

Senator Folger offers an amendment.

Senator Bellamy offers an amendment.

The amendment offered by Senator Bellamy is adopted.

The amendment offered by Senator Bellamy having been adopted, the amendment offered by Senator Folger being in conflict with and inclusive of the subject matter of the amendment offered by Senator Bellamy, the President holds the amendment offered by Senator Folger out of order.

Senator Hatcher offers an amendment which is adopted.

Senator Folger offers a second amendment which is adopted.

Senator Jewell offers an amendment which fails of adoption.

Senator Watkins offers an amendment which is adopted.

Senator Taylor offers an amendment which is adopted.

All the amendments adopted, being either clarifying or having the effect of reducing revenue, are held not to be material and the bill, as amended, passes its third reading by roll call vote, ayes 38, noes 3, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Jewell, Joyner, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Watkins, Wellons,—38.

Those voting in the negative are: Senators Long, Lumpkin, Warren,—3.

The following pair is announced: Senator Larkins "aye", Ballentine "no".

The bill is ordered returned to the House of Representatives, for concurrence in the Senate amendments.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, upon third reading.

Senator Long offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

Upon motion of Senator Smith, the Senate adjourns to meet tomorrow at 12 o'clock M.

SIXTIETH DAY

SENATE CHAMBER,
Tuesday, March 14, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. Charles F. Hudson of Alamance County.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Lumpkin, the courtesies of the galleries are extended to the eighth and eleventh grades of Epsom High School in Franklin County.

Upon motion of Senator Watkins, the courtesies of the galleries are extended to the senior class of the Oxford Orphanage High School of Granville County.

Upon motion of Senator Gold, H. B. 463, a bill to provide for the regulation by municipalities of public vehicles carrying passengers for hire, is taken from the unfavorable Calendar and re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator McIntyre, H. B. 414, a bill to create and establish the Fairmont administrative unit and providing for the administration and control thereof, is ordered recalled from the House of Representatives.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

H. B. 612, a bill granting additional powers and authority to the mayor and town council of the town of Rutherfordton, with a favorable report.

H. B. 511, a bill authorizing and directing the town of Rockingham to pay compensation for the use of certain water and sewer lines outside of the corporate limits of the town of Rockingham owned by persons, firms or corporations other than the town of Rockingham, with a favorable report.

Upon motion of Senator Joyner, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 28, a bill to repeal Chapter 409, Public Local Laws of 1937, which provided for the creating of an Agricultural, Breeder's and Racing Commission in the county of Rowan in the State of North Carolina, and an election thereon, with a favorable report.

S. B. 284, a bill to prescribe the fees for probate and registration of certain right-of-way deeds in Duplin, Pender, Sampson and Bladen Counties, with a favorable report.

S. B. 279, a bill to require the assistant director of the budget to assemble certain information relating to the personnel of the various departments, agencies and institutions of the State, with a favorable report.

S. B. 286, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Burke County, with a favorable report.

S. B. 283, a bill amending Chapter 331 of the Public Laws of 1929, the same being "An Act amending Chapter 56 of the Consolidated Statutes, relating to special assessments, and extending the Statute of Limitations from ten years to fifteen years from the default in the payment of any installments of unpaid assessments", with a favorable report.

By Senator Morphew, for the Committee on Election Laws:

H. B. 144, a bill to amend Chapter 164 of the Public Laws of 1929, relative to the method of marking ballots in a general election, with a favorable report.

S. B. 305, a bill to amend Chapter 84, Private Laws of 1885, and Chapter 95, Private Laws of 1933, relating to the election of the mayor and commissioners of the town of Aulander, Bertie County, with a favorable report.

By Senator Bellamy, for the Committee on Conservation and Development:

H. B. 457, a bill to amend Chapter 486 of the Public Laws of 1935, relative to fees of game and deputy game protectors, with a favorable report.

H. B. 551, a bill to amend Chapter 207, Public Laws of 1937, relating to the regulation of setting fires in areas under the protection of the State Department of Conservation and Development, with a favorable report.

H. B. 552, a bill to exempt fox hounds from taxation in Martin County, with a favorable report.

H. B. 578, a bill to allow hunting of foxes at any time in Anson County, with a favorable report.

S. B. 223, a bill to amend Section 2135 (a) of the Consolidated Statutes relating to game, with a favorable report.

S. B. 262, a bill to authorize the Board of Commissioners of the county of Wilkes and the Commissioners of the town of North Wilkesboro, Wilkes County, North Carolina, to appropriate certain sums of money for the purpose of cooperating with the program to advertise North Carolina, with a favorable report.

S. B. 264, a bill to amend Chapter 335 of the Public Laws of 1929, relating to fishing licenses in Catawba County, with a favorable report.

S. B. 130, a bill to establish and regulate fees for hunting license in Craven County for non-residents of the State, and for protecting and re-stocking game in said county, with an unfavorable report.

H. B. 473, a bill to amend Section 27 of Chapter 51 of the Public Laws of 1927, relative to fox hunting in Hertford County (applicable also to Gates County), with an unfavorable report.

H. B. 568, a bill to permit the taking of foxes by means of traps in the county of Swain, with an unfavorable report.

H. B. 670, a bill to permit persons in Sampson County to hunt fox therein without first securing a hunting license, with an unfavorable report.

H. B. 588, a bill to require payment of poll tax prior to obtaining any hunting or fishing license in Gates County, with a favorable report.

S. B. 161, a bill to authorize and instruct the Department of Conservation and Development to aid owners of forest land in North Carolina through inspection, instruction and demonstration so that the State's timber supply may be perpetuated, with a favorable report.

Upon motion of Senator Bellamy, the bill is re-referred to the Committee on Appropriations.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 165, a bill amending Chapter 179, Public Laws of 1933, as amended by Chapter 54, Public Laws of 1935, it being "An act to regulate the practice of cosmetic art in the State of North Carolina," with an unfavorable report as to bill, but the substitute offered by the Committee is reported without prejudice.

S. B. 195, a bill to clarify and amend Chapter 52 of the Public Laws of 1931, as amended by Chapter 57 of the Public Laws of 1933, relating to the

licensing of plumbing and heating contractors, with a favorable report, as amended.

S. B. 196, a bill to create a State Board of Examiners of warm aid, sheet metal and roofing contractors, and to license persons, firms or corporations engaged in said business, with a favorable report, as amended.

S. B. 302, a bill to authorize the Board of Commissioners of Beaufort County to employ extra clerical assistance in the offices of the clerk of Superior Court and the Register of Deeds, with a favorable report.

S. B. 265, a bill to amend Chapter 605 of the Public Local Laws of North Carolina, passed by the General Assembly at its session of 1915, which created the office of auditor of Rowan County, with a favorable report.

Upon motion of Senator Gregory, the bill is placed upon today's Calendar.

S. B. 282, a bill to amend Chapter 319, Public Laws, 1933, relating to the manufacture, transportation and sale of certain beverages, with a favorable report.

S. B. 306, a bill relating to the disposition of archives, newspaper files, printed books and manuscripts on file with the various departments, institutions or political subdivisions of the State, with a favorable report.

H. B. 358, a bill to create a jury commission for Buncombe County and to regulate the drawing of jurors, with a favorable report.

H. B. 608, a bill to amend Chapter 144 of the Public Local and Private Laws of 1937, relating to the Civil Service Commission of the city of High Point, with a favorable report.

S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act, with a favorable report, as amended.

H. B. 660, a bill to permit the North Carolina Railroad Company and the Board of Aldermen of the city of Burlington to remove bodies to the city of Burlington colored cemetery, with a favorable report.

H. B. 574, a bill to extend the terms of office of Register of Deeds, County Commissioners and County Surveyor of Alexander County, with a favorable report.

H. B. 605, a bill to establish a pension fund for the retirement and disability of members of the fire department of the city of Asheville, with a favorable report.

H. B. 604, a bill to establish a pension fund for the retirement and disability of police officers of the city of Asheville, with a favorable report.

H. B. 281, a bill requiring every foreign fraternal benefit society transacting business in this State to appoint the Insurance Commissioner and his successor in office as its attorney upon whom all legal process in any action or proceeding against it shall be served, and providing that no such service

shall be valid or binding against such society when it is required thereunder to file answer, pleading or defense in less than thirty days from the date of mailing a copy of such service to such society, with a favorable report, as amended.

By Senator Ballentine, for the Committee on Banking and Currency:

S. B. 191, a bill to amend Section 225 (f), Article 10, Chapter 5, Consolidated Statutes of North Carolina, so as to clearly define "secured or unsecured evidences or certificates of indebtedness, or investment," with an unfavorable report.

S. B. 229, a bill to amend Section 216 (a), Article 1, Chapter 5, Consolidated Statutes of North Carolina; Section 225 (a), Article 10, Chapter 5, Consolidated Statutes of North Carolina; Section 225 (f), Article 10, Consolidated Statutes of North Carolina; Section 225 (m), Article 10, Chapter 5, Consolidated Statutes of North Carolina; adding a new section to be known as Section 224 (k); and repealing Chapter 124, Public Laws of 1937, so as to more clearly define the powers of industrial banks and of commercial banks, savings banks and trust companies, with an unfavorable report.

S. B. 239, a bill to amend Section 225 (f), Article 10, Chapter 5, Consolidated Statutes of North Carolina, so as to more clearly define the powers of industrial banks, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Gregory, for the Committee on Unemployment Compensation:

S. B. 80, a bill to amend the North Carolina Workmen's Compensation Act as to deputy sheriffs, with a favorable report.

S. B. 182, a bill to amend Section 64, Chapter 120, of the Public Laws of 1929, relating to the legal and medical fees approved by the Industrial Commission, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Frink and Council: S. B. 308, a bill to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town.

Referred to Committee on Finance.

By Senators Wellons, Long and Bain: S. B. 309, a bill to prevent the installation or sale of used plumbing fixtures or accessories until after inspection and approval by the State Board of Health.

Referred to Committee on Public Health.

By Senator Folger: S. B. 310, a bill to validate sales of land for taxes, to authorize and empower the Board of Commissioners of Surry County to adjust, compromise and settle taxes levied for years prior to 1938.

Referred to Committee on Finance.

By Senator Fearing: S. B. 311, a bill to create a Commission to be known as the North Carolina Cape Hatteras Seashore Commission and to provide for the acquisition of lands in the Cape Hatteras region of North Carolina for national seashore purposes and to authorize the conveyance of the same and other lands to the United States of America.

Refered to Committee on Conservation and Development.

By Senator Price: S. B. 312, a bill to amend Sections 1193 and 1194 of the Consolidated Statutes, relative to continuance of corporate existence of corporations.

Referred to Committee on Judiciary No. 2.

By Senator Price: S. B. 313, a bill to fix the fees of the various Justceis of the Peace of Rockingham County.

Referred to Committee on Salaries and Fees.

By Senator Gold: S. B. 314, a bill to amend Section 2306 of the Consolidated Statutes, relating to the forfeiture of interest in suits to enjoin foreclosure of mortgages and deeds of trust.

Referred to Committee on Judiciary No. 1.

By Senators Bellamy and Gregory: S. B. 315, a bill to create a Commission to be known as the Cape Fear-Fort Fisher National Park Commission and to provide for the acquisition of lands in the lower Cape Fear region of North Carolina for National Park purposes and to authorize the conveyance of the same and other lands to the United States of America.

Referred to Committee on Conservation and Development.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 704, a joint resolution to pay the expenses of the Committee from the House of Representatives and the Senate visiting the state hospital at Morganton.

Upon motion of Senator Watkins, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 545, a bill to amend H. B. 5, entitled An act to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as "The Pure Seed Law", ratified March 1, 1939."

Referred to Committee on Agriculture.

H. B. 549, a bill to regulate the powers of the Board of Conservation and Development.

Referred to Committee on Conservation and Development.

H. B. 559, a bill to amend the charter of the town of Zebulon to provide for the extension of the corporate limits of the town of Zebulon.

Referred to Committee on Counties, Cities and Towns.

H. B. 622, a bill to amend H. B. 20, ratified January 19, 1939, entitled, a bill to be entitled "An act to authorize the Board of Commissioners of Jones County to employ delinquent taxes for the construction of a new court house and jail."

Referred to Committee on Finance.

H. B. 640, a bill to amend the charter of the city of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

H. B. 651, a bill for relief of taxpayers of Carteret County.

Referred to Committee on Finance.

H. B. 107, a bill to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters in elections and primaries and providing for assistance to handicapped voters.

Referred to Committee on Election Laws.

H. B. 436, a bill to amend Chapter 14 of the Private Laws of North Carolina Session, 1907, as amended, extending the corporate limits and creating a new ward of the city of Lexington.

Referred to Committee on Counties, Cities and Towns.

H. B. 456, a bill to amend Chapter 209 of the Private Laws of North Carolina Session, 1905.

Referred to Committee on Judiciary No. 1.

H. B. 461, a bill to transfer Mrs. Maggie A. Phelps, widow of a Confederate veteran, of Bertie County, from Class "B" to Class "A" on the Confederate pension roll.

Referred to Committee on Pensions and Soldiers Home.

H. B. 524, a bill to repeal Chapter 206 of the Public Laws of 1931, relating to the classification of eggs and the regulation of the sale thereof.

Referred to Committee on Agriculture.

H. B. 532, a bill to repeal Chapter 444 of the Public Laws of 1937, relating to profit on certain sales of electricity by one municipality to another.

Referred to Committee on Public Utilities.

H. B. 563, a bill increasing the Board of Education of Macon County from three to five members.

Upon motion of Senator Morphew, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 564, a bill to continue the corporate existence of Woodlawn Community, Incorporated, and to authorize it to sell and convey its real property.
Referred to Committee on Counties, Cities and Towns.

HOUSE OF REPRESENTATIVES,
Tuesday, March 14, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 559, a bill to be entitled "An act to amend the charter of the town of Zebulon to provide for the extension of the corporate limits of the town of Zebulon," for further consideration by the House.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Ballentine, the bill is ordered returned to the House of Representatives.

HOUSE OF REPRESENTATIVES,
Tuesday, March 14, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 564, a bill to be entitled "An act to continue the corporate existence of Woodlawn Community, Incorporated, and to authorize it to sell and convey its real property," for further consideration by the House.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Joyner, the bill is ordered returned to the House of Representatives.

HOUSE OF REPRESENTATIVES,
Tuesday, March 14, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 373, entitled "to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Avery, Davie and other counties, making same applicable to Orange County."

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Joyner, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 274, a bill to ratify and validate the proceedings of the county of Columbus for the issuance of certain bonds of said county, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered sent to the House of Representatives.

H. B. 470, a bill empowering the town of Blowing Rock to regulate seasonal businesses and defining the same, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

S. B. 247, a bill to validate certain sales of land for taxes in Craven County and certificates issued in pursuance thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 248, a bill to permit payment with bonds of delinquent taxes in Craven County for 1932 and to further facilitate the collection of delinquent taxes in said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 292, a bill to extend the terms of office of County Commissioners of Cherokee County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 293, a bill relating to the collection of taxes in Graham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 690, a bill to have certain county officers of Caswell County to render semi-annual reports to the Board of County Commissioners of said county and have said commissioners publish said report and other reports and also publish monthly expenditures of the Board of County Commissioners of said county.

Senator Warren offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered returned to the House of Representatives, for concurrence in the Senate amendment.

H. B. 642, a bill relative to elections in the town of Spencer, fixing dates for primary elections and registration period.

Passes its second and third readings and is ordered enrolled.

S. B. 156, a bill to amend Sections 5300 and 5301 of the Consolidated Statutes of North Carolina, so as to more specifically provide for the organization, providing the name, naming the officers and directors, the authority of directors in making assessments by and under drainage canal corporations and for other purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—39.

H. B. 317, a bill validating, ratifying, approving and confirming certain bonds and other instruments or obligations heretofore issued, and validating, ratifying, approving and confirming certain proceedings heretofore taken by towns, cities, counties and sanitary districts of the State of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—39.

H. B. 319, a bill to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto, upon second reading.

The bill passes its second reading by roll call vote, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—39.

S. B. 88, a bill to provide a uniform procedure for the suspension or revocation by certain North Carolina Boards and Commissions of Licenses to engage in trades and lawful callings.

Upon motion of Senator Prince, action on the bill is deferred until tomorrow.

S. B. 170, a bill to amend Chapter 155, Public Laws of 1935, being "An act to regulate and control the practice of photography so as to redefine the practice of photography and to exempt therefrom certain photographs sold to newspapers and amateur photographers occasionally selling photographs."

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 200, a bill to amend Chapter 210, Public Laws of 1933, as amended, relating to the North Carolina State Bar to deal with unauthorized or illegal practice of law.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 237, a bill to amend the Consolidated Statutes of 1919 by striking out Section 3537 and inserting in lieu thereof a new section, relative to the separate accommodation of white and colored passengers upon street cars and other passenger vehicles.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 252, a bill to amend Section 3366 (h), Volume 3, Consolidated Statutes, as amended by Chapter 166, Private Laws, 1931, relating to certain defective probates.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 277, a bill authorizing the Department of Conservation and Development to negotiate for, purchase and operate the Marmon Fish Hatchery in Avery County.

Senator Cowles offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 412, a bill to amend Section 593 of the Consolidated Statutes, so as to clarify the power of the clerk of Superior Court to render default judgments in tax foreclosure actions.

Passes its second and third readings and is ordered enrolled.

H. B. 444, a bill to amend Chapter 292 of the Public Laws of 1937, relating to the Real Estate Commission, so as to exclude New Hanover County therefrom.

Passes its second and third readings and is ordered enrolled.

H. B. 447, a bill to amend Chapter 281 of the Public Laws of 1931, with regard to investments by clerks of the Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 460, a bill to amend Chapter 148 of the Public Laws of 1927, relating to parking in front of fire hydrants, fire station or private driveway.

Passes its second and third readings and is ordered enrolled.

H. B. 583, a bill to amend Chapter 146, Public Laws of 1927, authorizing county commissioners at the request of a solicitor to furnish special counsel.

Passes its second and third readings and is ordered enrolled.

H. B. 290, a bill to relieve E. H. Murray, former Clerk of the Superior Court, Alamance County, from payment of funds stolen by the court house janitor.

Upon motion of Senator Gold, the bill is laid upon the Table.

S. B. 265, a bill to amend Chapter 605 of the Public Local Laws of North Carolina, passed by the General Assembly at its session of 1915, which created the office of auditor of Rowan County.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Spruill, the Senate adjourns to meet tomorrow at 12 o'clock M.

SIXTY-FIRST DAY

SENATE CHAMBER,
Wednesday, March 15, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Graham, the courtesies of the floor are extended to Honorable W. Lawrence Rudisill of Lincoln County.

Upon motion of Senator Ward, the courtesies of the galleries are extended to the Duplin County Boy's Safety Patrol and Mrs. John D. Robinson, Mrs. C. Rivenback and Mrs. Sheffield of Duplin County.

Upon motion of Senator Boyette, the courtesies of the galleries are extended to the civics class of the Ramseur High School of Randolph County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Senator Hugh Dortch of Wayne County.

Upon motion of Senator Cogburn, the courtesies of the galleries are extended to Honorable J. Ray Morgan of Haywood County.

Upon motion of Senator Boyette, the courtesies of the galleries are extended to Mrs. Fannie Downing of Moore County and Miss Louise Owen of Mecklenburg County.

Upon motion of Senator Gibbs, the courtesies of the galleries are extended to the seventh grade of the Townsville School in Vance County.

Upon motion of Senator Bellamy, S. B. 150, a bill to amend Chapter 21 of the Private Laws of 1935, relative to the charter of the town of Carolina Beach, is recalled from the House of Representatives.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 218, an act to amend Section 4 of Chapter 82 of the Private Laws of 1895 and make a mayor of the city of New Bern eligible for election as his own successor.

H. B. 15, an act to amend Section 6054 of Volume 3 of the Consolidated Statutes, placing Alexander County under the state-wide primary law; and to exempt said county from the provisions of the absentee ballot law in all primary elections.

H. B. 192, an act to appoint members of the county board of education of Currituck County and to fix their terms.

H. B. 303, an act to appoint trustees of the Tryon-Saluda administrative school unit.

H. B. 304, an act to regulate the operation of pool or billiard parlors in the town of Hayesville.

H. B. 371, an act to amend the charter of the town of Lumberton, relating to its corporate limits.

H. B. 397, an act to validate certain bonds of the town of Zebulon and authorize the issuance of refunding and funding bonds of said town.

H. B. 405, an act to amend Chapter 319 of the Public Laws of 1937, relating to the selection of county superintendent of public welfare.

H. B. 412, an act to amend Section 593 of the Consolidated Statutes, so as to clarify the power of the clerk of Superior Court to render default judgments in tax foreclosure actions.

H. B. 413, an act to amend Section 1443, Volume 3 of the Consolidated Statutes, as amended by Chapter 96 of the Public Laws of 1931, providing an extra civil term of court for Hoke County.

H. B. 424, an act to amend Chapter 295, Private Laws of 1903, as amended by Chapter 264, Private Laws of 1915, relative to the charter of the town of Hertford, by providing for the addition of one commissioner, making the total four, and providing for the nomination of the mayor and commissioners by primary, and providing that the mayor may also act in the capacity of city manager.

H. B. 425, an act to authorize the County Commissioners of Northampton County to fix the allowance to tax collectors for tax sales certificates and to levy a special tax for maintenance of the Superior Court, the Recorders Court and the county jail.

H. B. 432, an act to amend the town charter of the town of Ahoskie.

H. B. 435, an act for the relief of W. G. Harrison and wife, Desser Roberts Harrison, of Warren County.

H. B. 438, an act to authorize the commissioners of Caswell County to levy a special tax for the support of the poor, maintenance of county health work, for operating the courts and for an inventory of tax books of said county.

H. B. 444, an act to amend Chapter 292 of the Public Laws of 1937, relating to the Real Estate Commission, so as to exclude New Hanover County therefrom.

H. B. 447, an act to amend Chapter 281 of the Public Laws of 1931 with regard to investments by clerks of the Superior Court.

H. B. 448, an act to amend Chapter 559, Public Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

H. B. 451, an act validating a certain note of the town of Graham and authorizing the issuance of bonds of said town to fund said note.

H. B. 454, an act to create the office of jailer in Cleveland County and provide for the operation of the jail under the supervision of the Board of County Commissioners.

H. B. 459, an act amending Chapter 109, Private Laws 1933, as amended, the same being entitled "An act relating to special assessments levied by the city of Greensboro."

H. B. 460, an act to amend Chapter 148 of the Public Laws of 1927, relating to parking in front of fire hydrant, fire station or private driveway.

H. B. 470, an act empowering the town of Blowing Rock to regulate seasonal businesses and defining the same.

H. B. 484, an act to amend Chapter 187, Private Laws of 1925, same being "An act to change the corporate limits of the city of Monroe", so as to correct and redefine the corporate limits of the city of Monroe, and to prescribe punishment for disturbing markers placed thereon by the city of Monroe.

H. B. 501, an act to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount.

H. B. 502, an act to amend Chapter 132 of the Public Local Laws of 1935, relating to the salary of the clerk of the Superior Court of Currituck County.

H. B. 526, an act to amend Chapter 301, Public Local Laws of 1935, relating to the appointment of rural policemen in Robeson County, and to provide for an office deputy for the sheriff of Robeson County.

H. B. 537, an act to ratify and confirm the acts of the trustees of the Troy School district and the Board of Education of Montgomery County in conveying title to certain property in Montgomery County.

H. B. 558, an act providing for the appointment of a tax collector for Scotland County.

H. B. 562, an act to make the per diem of the members of the Board of Education of Wayne County equal to that of the members of the Board of County Commissioners.

H. B. 563, an act increasing the Board of Education of Macon County from three to five members.

H. B. 571, an act to amend Chapter 109 of the Public Local Laws of 1937, relating to the tax collector of Pender County.

H. B. 572, an act to amend Chapter 81 of the Public Local Laws of 1937, relating to the auditor of Pender County.

H. B. 573, an act to fix the salary of the tax collector of the town of Kelford, Bertie County.

H. B. 577, an act authorizing the Board of County Commissioners of Anson County to appoint a special officer for the Anson County Golf Association.

H. B. 583, an act to amend Chapter 146, Public Laws of 1927, authorizing county commissioners, at the request of a solicitor, to furnish special counsel.

H. B. 642, an act relative to elections in the town of Spencer, fixing dates for primary elections and registration period.

H. R. 704, a joint resolution to pay the expenses of the Committee from the House of Representatives and the Senate visiting the State Hospital at Morganton.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 170, a bill to amend Chapter 155, Public Laws of 1935, being "An act to regulate and control the practice of photography so as to redefine the practice of photography, and to exempt therefrom certain photographs sold to newspapers and amateur photographers occasionally selling photographs.

S. B. 277, a bill authorizing the Department of Conservation and Development to negotiate for, purchase and operate the Marmon Fish Hatchery in Avery County.

S. B. 252, a bill to amend Section 3366 (h), Volume 3, Consolidated Statutes, as amended by Chapter 166, Public Laws, 1931, relating to certain defective probates.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

H. B. 597, a bill to aid in the collection of delinquent taxes in Alexander County, with a favorable report.

H. B. 619, a bill to validate sale of lands for unpaid taxes of 1929, 1930, 1931, 1932, 1933 and 1934 made by commissioner duly appointed in foreclosure actions brought by the county against various property owners, whether said sales were made on days other than the first Monday of each month or the first three days of a session of the Superior Court, with a favorable report.

H. B. 623, a bill authorizing and empowering the Board of Trustees of the Raleigh city administrative school unit to use funds secured from sale of unused school property, with a favorable report.

S. B. 304, a bill to prohibit the sale of beer or wine within the town of Aulander, Bertie County, on Sundays, with an unfavorable report.

H. B. 509, a bill to prohibit the sale of wine and beer and the operation of pool tables and pool rooms, and regulating the closing of filling stations, on Sunday in Greene County, with an unfavorable report.

S. B. 94, a bill to prohibit the manufacture or sale of beer, whiskey, wines, or any other intoxicating or alcoholic beverage within the boundaries of Ivy Township numbers 1 and 2, Buncombe County, North Carolina, with an unfavorable report.

S. B. 148, a bill to authorize the sale and shipment of intoxicating alcoholic beverages into dry counties, and to impower the State Alcoholic Beverage Control Board to set up and maintain warehouses for that purpose, with an unfavorable report.

S. B. 278, a bill to prohibit the sale of intoxicating liquors near Millers Creek High School, Friendship Methodist Church and Millers Creek Methodist Church in Wilkes County, with an unfavorable report.

S. B. 291, a bill to prohibit the sale of beer and wine in the counties of Avery and Madison between the hours of twelve o'clock midnight Saturday and twelve o'clock midnight Sunday, or operate a dance hall, with an unfavorable report.

S. B. 280, a bill to validate certain street and sidewalk paving assessments in town of Littleton in Halifax and Warren Counties and to extend the time in which actions may be instituted to collect said assessments, with a favorable report.

S. B. 296, a bill to provide for an election on the question of whether Iredell County should assume the outstanding bonded indebtedness of any school district in said county, with a favorable report.

S. B. 297, a bill to provide an election to determine the question as to whether or not Iredell County should levy taxes and issue bonds for the purpose of acquiring, erecting, enlarging, altering or equipping school buildings for any school district in Iredell County, with a favorable report.

S. B. 298, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, with a favorable report.

S. B. 303, a bill to extend time for foreclosure of town of Aulander tax sales certificates, with a favorable report.

S. B. 307, a bill to authorize municipalities in Wake County to sell lands acquired by foreclosure at public or private sale, with a favorable report.

H. B. 618, a bill authorizing and empowering the Board of Commissioners of Bertie County to sell lands acquired through tax foreclosure sales for the years 1928, 1929, 1930, 1931, 1932 and 1933, with a favorable report.

H. B. 639, a bill to amend Chapter 49, Section 6, Public Laws of 1937, as to method of selection of County Board of Alcoholic Control, in Pasquotank County, with a favorable report.

H. B. 674, a bill to validate certain sales of land for taxes in Greene County, and certificates issued in pursuance thereof and to extend the time for tax foreclosure, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

H. B. 463, a bill to provide for the regulation by municipalities of public vehicles carrying passengers for hire, with a favorable report.

H. B. 321, a bill to amend Chapter 408 of the Laws of 1935, relating to the cooperation of cities, towns, incorporated villages and the State with housing authorities and the United States of America, with a favorable report.

H. B. 456, a bill to amend Chapter 209 of the Private Laws of North Carolina, Session 1905, with a favorable report.

S. B. 314, a bill to amend Section 2306 of the Consolidated Statutes, relating to the forfeiture of interest in suits to enjoin foreclosure of mortgages and deeds of trust, with a favorable report.

By Senator Long, for the Committee on Public Health:

S. B. 120, a bill to further the prevention of syphilis in unborn children in North Carolina by requiring blood test examination of prospective mothers, with a favorable report.

S. B. 121, a bill to require physical examination before issuance of license to marry, with a favorable report, as amended.

S. B. 220, a bill to amend Section 5475 of the Consolidated Statutes, relating to caring for sanitation of schools and school grounds, with a favorable report.

S. B. 232, a bill to prohibit the adulteration and misbranding of foods, drugs, cosmetics and devices; to prohibit false advertisement of the same, and to render the provisions of the State law and enforcement and administration of the same uniform with Federal Legislation, enforcement and administration on the subject, and for other purposes, with a favorable report, as amended.

S. B. 266, a bill to transfer the powers, duties, functions, and authority of the State Board of Barber Examiners, the State Board of Cosmetic Art Examiners, and the State Dry Cleaners Commission to the State Board of Health, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Sutton, Bellamy, Umstead, Blythe, Prince and Cogburn: S. B. 316, a bill to amend Section 3883 of the Consolidated Statutes, as amended, fixing the expenses allowed the Justices of the Supreme Court at an amount equal to that allowed Judges of the Superior Court.

Referred to Committee on Judiciary No. 1.

By Senators Halstead and Hughes: S. B. 317, a bill to change the name of the Elizabeth State Normal School at Elizabeth City to the Elizabeth City State Teachers College and to provide advanced courses of instruction for elementary teachers and principals.

Referred to Committee on Education.

By Senator McIntyre: S. B. 318, a bill to amend Section 1443 of the Consolidated Statutes and all amendments thereto providing for extra terms of the Superior Court of Robeson County.

Referred to Committee on Courts and Judicial Districts.

By Senator Frink: S. B. 319, a bill fixing the salaries of the sheriff and deputies of Brunswick County.

Referred to Committee on Judiciary No. 1.

By Senator Corey: S. B. 320, a bill to amend Chapter 319, Public Laws of 1933, relating to the manufacture, transportation and sale of certain beverages.

Referred to Committee on Judiciary No. 1.

By Senator Lumpkin: S. B. 321, a bill to provide for the recording of bankruptcy records as contemplated by clause (g) of Section 21 of the Act of the Congress of the United States, entitled "An act to establish a uniform system of bankruptcy throughout the United States (hereinafter called "United States bankruptcy Act"), as amended by the Act of June 22, 1938, known as the Chandler Act."

Referred to Committee on Judiciary No. 2.

By Senator Lumpkin: S. B. 322, a bill to amend Section 1521, Volume 1, Consolidated Statutes of 1919, relative to issuance of execution of courts of the justices of the peace.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 392, a bill to amend Chapter 132, Public Local Laws of 1937, so as to ratify the action of the governing body of the city of Asheville in naming an election board, and to name said election board, and to provide for the proper registration of voters in the city of Asheville, at the next municipal elections.

Upon motion of Senator Curtis, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 650, a bill to create a Civil Service Commission for employees of the city of Raleigh other than the police and fire departments.

Refered to Committee on Counties, Cities and Towns.

H. B. 656, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Jones County.

Referred to Committee on Judiciary No. 1.

H. B. 626, a bill to amend Chapter 160, Public Laws of 1935, same being "An act for the better protection of migratory wild fowl in Currituck Sound, to enable the county of Currituck to cooperate with the State Board of Conservation and Development of North Carolina."

Referred to Committee on Conservation and Development.

H. B. 720, a bill to create the office of tax collector of Caswell County, and to fix the salaries of the sheriff and county accountant of said county.

Referred to Committee on Judiciary No. 1.

H. B. 226, a bill to extend the powers of the Commissioner and the State Board of Agriculture relative to the control and regulation of the honey and bee industry in this State.

Referred to Committee on Agriculture.

H. B. 467, a bill amending the charter of the town of Oxford, Granville County, extending and enlarging the corporate limits thereof and providing for a special election to ratify same.

Referred to Committee on Counties, Cities and Towns.

H. B. 525, a bill to prescribe minimum rates for life insurance companies.

Referred to Committee on Insurance.

H. R. 738, a joint resolution to pay the expenses of the Committee on Penal Institutions from the House of Representatives and the Senate visiting the prison camp at Marion, McDowell County.

Referred to Committee on Senate Expenditures.

H. B. 743, a bill to amend Section 2783 (d) of the Consolidated Statutes, insofar as it relates to the town of Whitakers in Nash and Edgecombe Counties.

Upon motion of Senator Lumpkin, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 744, a bill to provide for an election in the city of Raleigh upon the question of having a city manager.

Upon motion of Senator Ballentine, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 692, a bill extending the term of office of the County Commissioners, the recorder and the solicitor of the Recorders Court of Carteret County from two to four years.

Referred to Committee on Judiciary No. 2.

H. B. 729, a bill to empower the city council of the city of Greensboro to relieve Richardson Memorial Hospital of municipal assessments.

Referred to Committee on Finance.

H. B. 735, a bill to extend the term of office of the Register of Deeds, the Surveyor and the Board of County Commissioners of Ashe County.

Referred to Committee on Judiciary No. 2.

H. B. 661, a bill to amend Chapter 61, Public Local Laws of 1915, relating to the salary and fee fund contained therein, and transfer of salary and fee funds to general fund.

Referred to Committee on Judiciary No. 1.

H. B. 662, a bill to amend H. B. 183, passed at this Session of the General Assembly, 1939, relative to the validating proceedings to foreclose for delinquent taxes in Pasquotank drainage district No. 1 of Pasquotank County and to remit penalties and interests on delinquent taxes.

Referred to Committee on Finance.

H. B. 682, a bill regulating Sunday sales outside of incorporated towns in Columbus County.

Refered to Committee on Propositions and Grievances.

H. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes.

Referred to Committee on Appropriations.

S. B. 186, a bill to provide for a rural police force and more efficient law enforcement in Burke County, for concurrence in the House amendment.

Upon motion of Senator Hatcher, the Senate concurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Wednesday, March 15, 1939.

Mr. President:

Pursuant to your request, the House has ordered returned herewith S. B. 150, entitled "to amend Chapter 21 of the Private Laws of 1935, relative to the charter of the town of Carolina Beach."

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Bellamy, the vote by which the bill passes its second and third readings is reconsidered and the bill is placed upon today's Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 264, a bill to amend Chapter 335 of the Public Laws of 1929, relating to fishing licenses in Catawba County, upon second reading.

The bill passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink,

Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

H. B. 604, a bill to establish a pension fund for the retirement and disability of police officers of the city of Asheville, upon second reading.

The bill passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

H. B. 605, a bill to establish a pension fund for the retirement and disability of members of the fire department of the city of Asheville, upon second reading.

The bill passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

S. B. 150, a bill to amend Chapter 21 of the Private Laws of 1935, relative to the charter of the town of Carolina Beach, upon second reading.

The bill passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

S. B. 262, a bill to authorize the Board of Commissioners of the county of Wilkes and the Commissioners of the town of North Wilkesboro, Wilkes County, North Carolina, to appropriate certain sums of money for the purpose of cooperating with the program to advertise North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 284, a bill to prescribe the fees for probate and registration of certain right-of-way deeds in Duplin, Pender, Sampson and Bladen Counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 302, a bill to authorize the Board of Commissioners of Beaufort County to employ extra clerical assistance in the offices of the clerk of Superior Court and the Register of Deeds.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 305, a bill to amend Chapter 84, Private Laws of 1885, and Chapter 95, Private Laws of 1933, relating to the election of the mayor and commissioners of the town of Aulander, Bertie County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 28, a bill to repeal Chapter 409, Public Local Laws of 1937, which provided for the creating of an Agricultural, Breeders' and Racing Commission in the county of Rowan in the State of North Carolina, and an election thereon.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Joyner, the vote by which the bill passes its third reading is reconsidered and the bill is made a Special Order for Tuesday, March 21, 1939.

H. B. 358, a bill to create a jury commission for Buncombe County and to regulate the drawing of jurors.

Passes its second and third readings and is ordered enrolled.

H. B. 552, a bill to exempt fox hounds from taxation in Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 574, a bill to extend the terms of office of Register of Deeds, County Commissioners and County Surveyor of Alexander County.

Passes its second and third readings and is ordered enrolled.

H. B. 578, a bill to allow hunting of foxes at any time in Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 588, a bill to require payment of poll tax prior to obtaining any hunting or fishing license in Gates County.

Passes its second and third readings and is ordered enrolled.

H. B. 608, a bill to amend Chapter 144 of the Public Local and Private Laws of 1937, relating to the Civil Service Commission of the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 612, a bill granting additional powers and authority to the mayor and town council of the town of Rutherfordton.

Passes its second and third readings and is ordered enrolled.

H. B. 660, a bill to permit the North Carolina Railroad Company and the Board of Aldermen of the city of Burlington to remove bodies to the city of Burlington colored cemetery.

Passes its second and third readings and is ordered enrolled.

S. B. 156, a bill to amend Sections 5300 and 5301 of the Consolidated Statutes of North Carolina, so as to more specifically provide for the organization, providing the name, naming the officers and directors, the authority of directors in making assessments by and under drainage canal corporations and for other purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

The bill is ordered sent to the House of Representatives.

H. B. 317, a bill validating, ratifying, approving and confirming certain bonds and other instruments or obligations heretofore issued, and validating, ratifying, approving and confirming certain proceedings heretofore taken by towns, cities, counties and sanitary districts of the State of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

The bill is ordered enrolled.

H. B. 319, a bill to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto, upon third reading.

The bill passes its third reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

The bill is ordered enrolled.

S. B. 195, a bill to clarify and amend Chapter 52 of the Public Laws of 1931, as amended by Chapter 57 of the Public Laws of 1933, relating to the licensing of plumbing and heating contractors, upon second reading.

The amendments offered by the Committee, held not to be material, are adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

S. B. 196, a bill to create a State Board of Examiners of warm aid, sheet metal, and roofing contractors, and to license persons, firms, or corporations engaged in said business, upon second reading.

Senator Cogburn offers an amendment.

Upon motion of Senator Halstead, action on the bill is deferred until tomorrow.

S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

S. B. 286, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Burke County, upon second reading.

The bill passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—38.

S. B. 80, a bill to amend the North Carolina Workmen's Compensation Act as to deputy sheriffs.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 88, a bill to provide a uniform procedure for the suspension or re-

vocation by certain North Carolina Boards and Commissions of licenses to engage in trades and lawful callings, upon third reading.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 165, a bill amending Chapter 179, Public Laws of 1933, as amended by Chapter 54, Public Laws of 1935, it being "An act to regulate the practice of cosmetic art in the State of North Carolina."

Upon motion of Senator Prince, action on the bill is deferred until tomorrow.

S. B. 223, a bill to amend Section 2135 (a) of the Consolidated Statutes relating to game.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 239, a bill to amend Section 225 (f), Article 10, Chapter 5, Consolidated Statutes of North Carolina, so as to more clearly define the powers of Industrial Banks.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 279, a bill to require the assistant director of the budget to assemble certain information relating to the personnel of the various departments, agencies, and institutions of the State.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 282, a bill to amend Chapter 319, Public Laws, 1933, relating to the manufacture, transportation and sale of certain beverages.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 283, a bill amending Chapter 331 of the Public Laws of 1929, the same being "An act amending Chapter 56 of the Consolidated Statutes, relating to special assessments, and extending the statute of limitations from ten years to fifteen years from the default in the payment of any installments of unpaid assessments."

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 306, a bill relating to the disposition of archives, newspaper files, printed books and manuscripts on file with the various departments, institutions, or political subdivisions of the State.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 144, a bill to amend Chapter 164 of the Public Laws of 1929, relative to the method of marking ballots in a general election.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 281, a bill requiring every foreign fraternal benefit society transacting business in this State to appoint the Insurance Commissioner and his successor in office as its attorney upon whom all legal process in any action or proceeding against it shall be served and providing that no such service shall be valid or binding against such society when it is required thereunder to file answer, pleading or defense in less than thirty days from the date of mailing a copy of such service to such society.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 457, a bill to amend Chapter 486 of the Public Laws of 1935, relative to fees of game and deputy game protectors.

Passes its second and third readings and is ordered enrolled.

H. B. 551, a bill to amend Chapter 207, Private Laws of 1937, relating to the regulation of setting fires in areas under the protection of the State Department of Conservation and Development.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SIXTY-SECOND DAY

SENATE CHAMBER,
Thursday, March 16, 1939.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Representative Carl Dawkins of Guilford County.

Upon motion of Senator Halstead, the courtesies of the galleries are extended to Mrs. D. B. Fearing, wife of Senator Fearing of Dare County.

Upon motion of Senator Halstead, D. B. Fearing, Jr., son of Senator Fearing, is made an honorary page of the Senate.

Upon motion of Senator Prince, the courtesies of the floor are extended to Judge J. Will Pless, Jr., of the 18th Judicial District.

Upon motion of Senator Cogburn, the courtesies of the floor are extended to Honorable L. M. Davis of Haywood County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to former Senator E. F. Griffin of Franklin County.

Upon motion of Senator Gregory, the courtesies of the floor are extended to former Senator J. Allen Dunn of Rowan County.

Upon motion of Senator Rodman, H. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies and for other purposes, is made a Special Order for Tuesday, March 21, 1939.

Upon motion of Senator Gold, S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyances by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith, is made a Special Order for Monday, March 20, 1939.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 95, an act to prevent claims for additional compensation, fees or payment after sale of phonograph records, transcriptions or any form of recorded music and entertainment, or collection of licenses for the use of same after sale, by any performing artist, manufacturer or organization representing such performing artist or manufacturer, and to protect the purchaser thereof in its or their use for any purpose whatsoever.

S. B. 113, an act to promote safety on the highway.

S. B. 186, an act to provide for a rural police force and more efficient law enforcement in Burke County.

S. B. 207, an act to amend Section 1664 of the Consolidated Statutes pertaining to custody of children of divorced parents in cases where divorce was granted outside of North Carolina.

S. B. 259, an act to fix the status of title to the community hospital, located in the city of Wilmington, in said city and county of New Hanover.

S. B. 293, an act relating to the collection of taxes in Graham County.

H. B. 144, an act to amend Chapter 164 of the Public Laws of 1929, relative to the method of marking ballots in a general election.

H. B. 317, an act validating, ratifying, approving, and confirming certain bonds and other instruments or obligations heretofore issued, and validating, ratifying, approving and confirming certain proceedings heretofore taken by towns, cities, counties and sanitary districts of the State of North Carolina.

H. B. 319, an act to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

H. B. 457, an act to amend Chapter 486 of the Public Laws of 1935, relative to fees of game and deputy game protectors.

H. B. 472, an act to authorize the Board of Education of Davie County to lease or sell abandoned school property.

H. B. 551, an act to amend Chapter 207, Public Laws of 1937, relating to the regulation of setting fires in areas under the protection of the State Department of Conservation and Development.

H. B. 552, an act to exempt fox hounds from taxation in Martin County.

H. B. 574, an act to extend the terms of office of Register of Deeds, County Commissioners and County Surveyors of Alexander County.

H. B. 578, an act to allow hunting of foxes at any time in Anson County.

H. B. 588, an act to require payment of poll taxes prior to obtaining any hunting or fishing license in Gates County.

H. B. 608, an act to amend Chapter 144 of the Public Local and Private Laws of 1937, relating to the Civil Service Commission of the city of High Point.

H. B. 612, an act granting additional powers and authority to the mayor and town council of the town of Rutherfordton.

H. B. 660, an act to permit the North Carolina Railroad Company and the Board of Aldermen of the city of Burlington to remove bodies to the city of Burlington colored cemetery.

H. B. 743, an act to amend Section 2793 (d) of the Consolidated Statutes insofar as it relates to the town of Whitakers in Nash and Edgecombe Counties.

H. B. 744, an act to provide for an election in the City of Raleigh upon the question of having a city manager.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2:

H. B. 735, a bill to extend the terms of office of the Register of Deeds, the Surveyor and the Board of County Commissioners of Ashe County, with a favorable report.

H. B. 692, a bill extending the term of office of the County Commissioners, the Recorder and the Solicitor of the Recorders Court of Carteret County from two to four years, with a favorable report.

S. B. 322, a bill to amend Section 1521, Volume 1, Consolidated Statutes of 1919, relative to issuance of execution of Courts of the Justices of the Peace, with a favorable report.

S. B. 312, a bill to amend Sections 1193 and 1194 of the Consolidated Statutes, relative to continuance of corporate existence of corporations, with a favorable report.

S. B. 321, a bill to provide for the recording of bankruptcy records as contemplated by clause "g" of the Act of the Congress of the United States entitled, "An act to establish a uniform system of bankruptcy throughout the United States" (hereinafter called "United States Bankruptcy Act"), as amended by the Act of June 22, 1938, known as the Chandler Act, with a favorable report.

H. B. 262, a bill to amend Section 1780 of the Consolidated Statutes of North Carolina, with a favorable report.

H. B. 469, a bill to fix the term of office of the members of the Board of Commissioners of Polk County, with an unfavorable report.

H. B. 102, a bill to license and regulate the operation of road houses, cabin camps, tourist camps, public dance halls and tourist homes in this State, with a favorable report, as amended.

By Senator Halstead, for the Committee on Courts and Judicial Districts:

S. B. 251, a bill relative to the term of office of the Judge of the Recorders Court of Brunswick County, with a favorable report.

S. B. 300, a bill to amend Chapter 735, Public Local Laws of 1909, creating Recorders Court at Belhaven, with a favorable report.

S. B. 301, a bill to amend Chapter 147, Public Local Laws of 1911, creating Recorders Court at Aurora, with a favorable report.

S. B. 318, a bill to amend Section 1443 of the Consolidated Statutes and all amendments thereto providing for extra terms of the Superior Court of Robeson County, with a favorable report.

H. B. 694, a bill to amend Chapter 564, Public Local Laws of 1913, relating to the Recorders Court of Rutherford County, with a favorable report.

H. B. 638, a bill to extend the term of office of the Judge of the Recorders Court of Camden County, with a favorable report.

H. B. 641, a bill to amend Chapter 180 of the Public Laws of 1907, relating to the Recorders Court of Pasquotank County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rodman: S. B. 323, a bill to amend the charter of the city of Washington.

Referred to Committee on Counties, Cities and Towns.

By Senator Curtis: S. B. 324, a bill to amend Section 5637 of the Consolidated Statutes of North Carolina, relative to proceeds from the sale of timber in the National Forest in Buncombe County.

Referred to Committee on Judiciary No. 1.

By Senator Bain: S. R. 325, a joint resolution memorializing the President and the Secretary of War of the United States to foster the passage of legislation in Congress, making an allowance to all active members of the officers of the Reserve Corps of the Army and the Navy of the United States.

Upon motion of Senator Bain, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senator Warren, by request: S. B. 326, a bill to prohibit dancing in a public place in Caswell County between midnight, Saturday night and sunrise, Monday morning.

Referred to Committee on Judiciary No. 1.

By Senators Warren and Ballentine: S. B. 327, a bill to regulate the registration and sale of canned dog foods.

Referred to Committee on Agriculture.

By Senators Warren, Council, Bruton, Boyette, Bain and Barber: S. B. 328, a bill creating a coordinating committee of the North Carolina State College of Agriculture and Engineering and of the North Carolina State Department of Agriculture.

Referred to Committee on Agriculture.

By Senator Watkins: S. B. 329, a bill to regulate the hunting of foxes in Granville County.

Referred to Committee on Conservation and Development.

By Senator Taylor: S. B. 330, a bill to amend Section 690 of the Consolidated Statutes, as amended by Chapter 23, Public Laws of 1931, and as further amended by Chapter 26, Public Laws of 1937, validating sales of real property sold under order of court.

Referred to Committee on Judiciary No. 1.

By Senator Ballentine: S. B. 331, a bill to amend Chapter 6 of the Public Local and Private Laws, Session 1840-41 of the General Assembly of North Carolina, relative to the appointment of trustees for Rex Hospital.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 118, a bill to amend the Consolidated Statutes of 1919, Section 7575, fixing the price for land granted in Moore County, for concurrence in the House amendment.

Upon motion of Senator Boyette, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 119, a bill to prevent diphtheria immunization of children, for concurrence in the House amendment.

Upon motion of Senator Sutton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 231, a bill memorializing the Congress of the United States to enact legislation, amending the Merchant Marine Act of 1936, for concurrence in the House amendment.

Upon motion of Senator Bellamy, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 760, a bill to provide for the nomination and election of officers of the town of Rockingham, Richmond County.

Referred to Committee on Election Laws.

S. B. 35, a bill to prohibit units of government engaging in business in competition with taxpaying citizens, for concurrence in the House amendment.

Upon motion of Senator Umstead, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 111, a bill to amend Consolidated Statutes, Section 753, with respect to the time of service on a state agency, for concurrence in the House amendment.

Upon motion of Senator Bellamy, the bill is placed upon the Calendar.

H. B. 654, a bill to amend Chapter 245 of the Public Laws of 1935, relating to compensation for school children killed and/or injured while riding on a school bus.

Referred to Committee on Education.

H. B. 678, a bill to empower the Morehead City Port Commission to apply to the proper agency of the government of the United States for a grant to the Morehead City Port Commission for the privilege of establishing, operating and maintaining a foreign trade zone within the port of Morehead City and to empower the Morehead City Port Commission to comply with the laws, rules and regulations prescribed by the government of the United States.

Referred to Committee on Water Commerce.

H. B. 679, a bill to amend Section 1600 of the Consolidated Statutes, Volume 1, 1919, relating to the establishment of municipal Recorders Court.

Referred to Committee on Courts and Judicial Districts.

H. B. 699, a bill validating the election of the Board of Commissioners of the town of Kenly and the acts performed by said board and increasing the number of members of said board from three to five.

Referred to Committee on Judiciary No. 2.

H. B. 748, a bill to amend Section 155, Public Local Laws of 1935, as amended by Chapter 498, Public Local Laws of 1937, relating to the bond of A. J. Fogg, former clerk of Superior Court of Stokes County.

Referred to Committee on Judiciary No. 2.

H. B. 754, a bill to amend Section 2315 of the Consolidated Statutes, Volume 3, 1924, relating to the drawing of juries in Wayne County.

Referred to Committee on Judiciary No. 1.

H. B. 629, a bill to amend Chapter 242, Public Laws of 1937 and to provide more complete educational advantages in state institutions to needy world war orphans.

Referred to Committee on Military Affairs.

H. B. 634, a bill to permit certain correctional institutions to make contracts with the office of the United States Attorney General or such necessary federal agency for the care of persons under federal jurisdiction.

Referred to Committee on Judiciary No. 1.

H. B. 637, a bill to amend Chapter 67, Private Laws of 1901, relative to the charter of the town of Rose Hill, Duplin County, and to repeal Chapter 81, Private Laws of 1909.

Referred to Committee on Counties, Cities and Towns.

H. B. 601, a bill to repeal Chapter 589 of the Public Local Laws of 1937, same being "An act relating to the establishment of liquor stores in certain townships in Haywood County."

Referred to Committee on Finance.

H. B. 603, a bill to describe, define and officially adopt a system of coordinates for designating the positions of points on the surface of the earth within the State of North Carolina; to designate the administrative agency for said system and to define the powers and duties of this agency.

Referred to Committee on Judiciary No. 1.

H. B. 620, a bill to amend Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the power to regulate the opening and closing hours of barber shops.

Referred to Committee on Judiciary No. 2.

HOUSE OF REPRESENTATIVES,
Wednesday, March 15, 1939.

Mr. President:

Pursuant to your request, we are returning herewith H. B. 414, entitled "An act to create and establish the Fairmont administrative unit, and providing for the administration and control thereof," for further consideration of your Honorable Body.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator McIntyre, the vote by which the bill passed its second and third readings is reconsidered.

Senator McIntyre offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 150, a bill to amend Chapter 21 of the Private Laws of 1935, relative to the charter of the town of Carolina Beach, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered sent to the House of Representatives.

S. B. 264, a bill to amend Chapter 335 of Public Laws of 1929, relating to fishing licenses in Catawba County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered sent to the House of Representatives.

H. B. 604, a bill to establish a pension fund for the retirement and disability of police officers of the city of Asheville, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered enrolled.

H. B. 605, a bill to establish a pension fund for the retirement and disability of members of the fire department of the city of Asheville, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered enrolled.

S. B. 280, a bill to validate certain street and sidewalk paving assessments in the town of Littleton in Halifax and Warren Counties and to extend the time in which actions may be instituted to collect said assessments, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

S. B. 296, a bill to provide for an election on the question of whether Iredell County should assume the outstanding bonded indebtedness of any school district in said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

S. B. 297, a bill to provide an election to determine the question as to whether or not Iredell County should levy taxes and issue bonds for the

purpose of acquiring, erecting, enlarging, altering or equipping school buildings for any school district in Iredell County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

S. B. 303, a bill to extend time for foreclosure of town of Aulander tax sales certificates.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 307, a bill to authorize municipalities in Wake County to sell lands acquired by foreclosure at public or private sale.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 597, a bill to aid in the collection of delinquent taxes in Alexander County.

Passes its second and third readings and is ordered enrolled.

H. B. 618, a bill authorizing and empowering the Board of Commissioners of Bertie County to sell lands acquired through tax foreclosure sales for the years, 1928, 1929, 1930, 1931, 1932 and 1933.

Passes its second and third readings and is ordered enrolled.

H. B. 619, a bill to validate sale of lands for unpaid taxes of 1929, 1930, 1931, 1932, 1933 and 1934 made by commissioners duly appointed in foreclosure actions brought by the county against various property owners, whether said sales were made on days other than the first Monday of each month or the first three days of a session of the Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 623, a bill authorizing and empowering the Board of Trustees of the Raleigh City Administrative School Unit to use funds secured from sale of unused school property.

Passes its second and third readings and is ordered enrolled.

H. B. 639, a bill to amend Chapter 49, Section 6, Public Laws of 1937, as to method of selection of County Board of Alcoholic Control in Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 674, a bill to validate certain sales of land for taxes in Greene County and certificates issued in pursuance thereof and to extend the time for the tax foreclosure.

Passes its second and third readings and is ordered enrolled.

S. B. 195, a bill to clarify and amend Chapter 52 of the Public Laws of 1931, as amended by Chapter 57 of the Public Laws of 1933, relating to the licensing of plumbing and heating contractors, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered engrossed.

S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered engrossed.

S. B. 286, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Burke County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

The bill is ordered sent to the House of Representatives.

S. B. 196, a bill to create a State Board of Examiners of warm aid, sheet metal and roofing contractors, and to license persons, firms or corporations engaged in said business, upon second reading.

Senator Umstead offers an amendment which is adopted.

Senator Bellamy offers an amendment which is adopted.

Upon motion of Senator Frink, action on the bill is deferred until tomorrow.

S. B. 289, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 321, a bill to amend Chapter 408 of the Laws of 1935, relating to the cooperation of cities, towns, incorporated villages and the state with housing authorities and the United States of America, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 456, a bill to amend Chapter 209 of the Private Laws of North Carolina, Session 1905, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—42.

H. B. 463, a bill to provide for the regulation by municipalities of public vehicles carrying passengers for hire.

Upon motion of Senator Cogburn, action on the bill is deferred until tomorrow.

S. B. 120, a bill to further the prevention of syphilis in unborn children in North Carolina by requiring blood test examination of prospective mothers.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Ballentine, the vote by which the bill passed its third reading is reconsidered and the bill remains on the Calendar.

S. B. 121, a bill to require physical examination before issuance of license to marry.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second reading.

Upon objection by Senator Prince to its third reading, the bill remains on the Calendar.

S. B. 165, a bill amending Chapter 179, Public Laws of 1933, as amended by Chapter 54, Public Laws of 1935, it being "An act to regulate the practice of cosmetic art in the State of North Carolina."

Upon motion of Senator Warren, action on the bill is deferred until tomorrow.

S. B. 220, a bill to amend Section 5475 of the Consolidated Statutes, relating to caring for sanitation of schools and school grounds.

Pases its second and third readings and is ordered sent to the House of Representatives.

S. B. 232, a bill to prohibit the adulteration and misbranding of foods, drugs, cosmetics and devices; to prohibit false advertisement of the same and to render the provisions of the State Law and the enforcement and administration of the same uniform with federal legislation, enforcement and administration on the subject and for other purposes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 314, a bill to amend Section 2306 of the Consolidated Statutes, relating to the forfeiture of interest in suits to enjoin foreclosure of mortgages and deeds of trust.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Smith, the Senate adjourns to meet tomorrow at 12 o'clock M.

SIXTY-THIRD DAY

SENATE CHAMBER,
Friday, March 17, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. J. A. Daley of the Jenkins Memorial Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to Mr. and Mrs. Lacy Lancaster and Mrs Guion of Craven County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Mrs. Clyde R. Hoey and her niece, Mrs. W. K. Dupree of New York.

Upon motion of Senator Rodman, Hoyt Patrick Taylor, Jr., son of Senator Taylor of Anson County, is made an honorary page of the Senate.

Upon motion of Senator Separk, the courtesies of the galleries are extended to Mrs. Braswell of Gaston County.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Senator E. G. Flanagan of Pitt County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to Mrs. John D. Larkins, Sr. and Mrs. John D. Larkins, Jr., mother and wife of Senator Larkins of Jones County.

Upon motion of Senator Sutton, Emma Sue and Polly Larkins, daughters of Senator Larkins, are made honorary pages of the Senate.

Upon motion of Senator Cogburn, the courtesies of the galleries are extended to Paul Grogan of Haywood County.

Upon motion of Senator Graham, the courtesies of the galleries are extended to Professor Joe Nixon of Lincoln County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mrs. Herbert O'Keefe of Wake County.

Upon motion of Senator Morphew, the Committee substitute for H. B. 110, a bill to provide for absentee electors to vote in general elections, and to repeal all existing laws relating to absentee voting by absentee ballots, is ordered printed.

Upon motion of Senator Hatcher, 500 extra copies of the Committee substitute for S. B. 127, a bill to create a State Department of Justice and to prescribe the duties of the same, are ordered printed.

Upon motion of Senator Prince, H. B. 469, a bill to fix the term of office of the members of the Board of Commissioners of Polk County, is taken from

the unfavorable Calendar and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Prince, H. B. 690, a bill to have certain county officers of Caswell County to render semi-annual report to the Board of County Commissioners of said county and have said commissioners publish said report and other reports and also publish monthly expenditures of the Board of Commissioners of said county, is recalled from the House of Representatives.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 231, an act memorializing the Congress of the United States to enact legislation amending the Merchant Marine Act of 1936.

S. R. 325, a joint resolution memorializing the President and the Secretary of War of the United States to foster the passage of legislation in Congress, making an allowance to all active members of the officers of the reserve corps of the army and the navy of the United States.

S. B. 35, an act to prohibit units of government engaging in business in competition with tax-paying citizens.

S. B. 106, an act to provide for the placement of needy blind persons in vending stands in public buildings and to cooperate with the Federal Government in the furtherance of the provisions of the Act of Congress known as The Randolph-Sheppard Bill.

S. B. 112, an act to authorize the North Carolina State Commission for the Blind to receive grants in aid from the Federal Government for rehabilitation and other services and medical and surgical treatment of the needy blind and to supplement Chapter 124, Public Laws of 1937, and Chapter 53, Public Laws of 1935.

S. B. 118, an act to amend the Consolidated Statutes of 1919, Section 7575, fixing the price for land granted in Moore County.

S. B. 119, an act to prevent diphtheria requiring diphtheria immunization of children.

S. B. 174, an act providing for the extinguishment of any private right to operate any toll road or toll bridge through, in, or upon any State lands owned and used by the State as a public park.

S. B. 212, an act to amend Section 5171 of the Consolidated Statutes, relating to building and loan associations.

S. B. 221, an act to amend Section 32, Chapter 60, Public Laws of 1931, as amended, so as to rewrite and reenact said section.

S. B. 224, an act to declare the purposes for which the town of Lumberton holds title to certain real estate and to establish a board of trustees to

control and manage the public golf course and recreational grounds owned by the town of Lumberton.

S. B. 235, an act to regulate the grand jury of Granville County.

S. B. 240, an act to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville.

S. B. 257, an act to prevent the operation of carnivals and other amusement devices on Sunday within one-half mile of the outside boundaries of the municipal park of the city of High Point, located in Jamestown Township, Guilford County, North Carolina.

H. B. 281, an act requiring every foreign fraternal benefit society transacting business in this State to appoint the Insurance Commissioner and his successor in office as its attorney upon whom all legal process in any action or proceeding against it shall be served and providing that no such service shall be valid or binding against such society when it is required thereunder to file answer, pleading or defense in less than thirty days from the date of mailing a copy of such service to such society.

H. B. 358, an act to create a jury commission for Buncombe County and to regulate the drawing of jurors.

H. B. 392, an act to amend Chapter 132, Public Local Laws of 1937, so as to ratify the action of the governing body of the city of Asheville in naming an election board, and to provide for the proper registration of voters in the city of Asheville, at the next municipal elections.

H. B. 597, an act to aid in the collection of delinquent taxes in Alexander County.

H. B. 604, an act to establish a pension fund for the retirement and disability of police officers of the city of Asheville.

H. B. 605, an act to establish a pension fund for the retirement and disability of members of the fire department of the city of Asheville.

H. B. 618, an act authorizing and empowering the Board of Commissioners of Bertie County to sell lands acquired through tax foreclosure sales for the years 1928, 1929, 1930, 1931, 1932 and 1933.

H. B. 619, an act to validate sale of lands for unpaid taxes of 1929, 1930, 1931, 1932, 1933 and 1934 made by commissioner duly appointed in foreclosure actions brought by the county against various property owners, whether said sales were made on days other than the first Monday of each month or the first three days of a session of the Superior Court.

H. B. 623, an act authorizing and empowering the board of trustees of the Raleigh city administrative school unit to use funds secured from sale of unused school property.

H. B. 639, an act to amend Chapter 49, Section 6, Public Laws of 1937, as to method of selection of county board of alcoholic control, in Pasquotank County.

H. B. 674, an act to validate certain sales of land for taxes in Greene County, and certificates issued in pursuance thereof and to extend the time for tax foreclosure.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 232, a bill to prohibit the adulteration and misbranding of foods, drugs, cosmetics and devices; to prohibit false advertisement of the same and to render the provisions of the State Law and the enforcement and administration of the same uniform with federal legislation, enforcement and administration on the subject and for other purposes.

S. B. 195, a bill to clarify and amend Chapter 52 of the Public Laws of 1931, as amended by Chapter 57 of the Public Laws of 1933, relating to the licensing of plumbing and heating contractors.

S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Long, for the Committee on Public Health:

S. B. 309, a bill to prevent the installation or sale of used plumbing fixtures or accessories until after inspection and approval by the State Board of Health, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Ballentine, for the Committee on Banks and Currency:

H. B. 318, a bill to amend Chapter 456 of the Public Laws of 1935, known as the housing authorities law, relating to the creation of housing authorities to engage in slum clearance or projects to provide dwelling accommodation for persons of low income and to define their powers, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 128, a bill to transfer the office of Legislative Reference Librarian to the office of the Secretary of State, with a favorabl report.

S. B. 127, a bill to create a State Department of Justice and to prescribe the duties of the same, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 748, a bill to amend Section 155, Public Local Laws of 1935, as amended by Chapter 498, Public Local Laws of 1937, relating to the bond of A. J. Fagg, former clerk of Superior Court of Stokes County, with a favorable report.

H. B. 699, a bill validating the election of the Board of Commissioners of the town of Kenly and the acts performed by said board and increasing the number of members of said board from three to five, with a favorable report.

H. B. 620, a bill to amend Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the power to regulate the opening and closing hours of barber shops, with a favorable report.

H. B. 680, a bill to authorize the County Commissioners of Cabarrus County to regulate the use of firearms, with a favorable report.

By Senator Barber, for the Committee on Public Welfare:

S. B. 272, a bill to amend Chapter 53, Public Laws of 1933, relating to privilege license of the blind, with a favorable report.

By Senator Palmer, for the Committee on Salaries and Fees:

S. B. 289, a bill to amend Chapter 71 of the Public Local Laws of 1919, relative to the salaries of the commissioners of Cabarrus County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 313, a bill to fix the fees of the various Justices of the Peace of Rockingham County, with a favorable report.

H. B. 579, a bill relating to the fees of the sheriff of Hertford County for arrests in criminal cases, with a favorable report.

By Senator Eagles, for the Committee on Insurance:

H. B. 525, a bill to prescribe minimum rates for life insurance companies, with a favorable report.

H. B. 527, a bill to amend Section 6465, relating to notice of non-payment of life insurance premiums required before forfeiture, with a favorable report.

S. B. 285, a bill to prevent rebating by insurance companies or their agents, with a favorable report.

By Senator Taylor, for the Committee on Finance:

H. B. 622, a bill to amend H. B. 20, ratified January 19, 1939, entitled a bill to be entitled "An act to authorize the Board of Commissioners of Jones County to employ delinquent taxes for the construction of a new court house and jail," with a favorable report.

H. B. 651, a bill for relief of taxpayers of Carteret County, with a favorable report.

H. B. 656, a bill to amend Section 1681 of the Consolidated Statues, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Jones County, with a favorable report.

H. B. 662, a bill to amend H. B. 183, passed at this Session of the General Assembly, 1939, relative to the validating of proceedings to foreclose for delinquent taxes in Pasquotank drainage distric No. 1 of Pasquotank County and to remit penalties and interests on delinquent taxes, with a favorable report.

Upon motion of Senator Halstead, the bill is placed upon today's Calendar.

H. B. 729, a bill to empower the city council of the city of Greensboro to relieve Richardson Memorial Hospital of municipal assessments, with a favorable report.

H. B. 141, a bill providing for a special levy in Brunswick County for special purposes, with a favorable report.

H. B. 601, a bill to repeal Chapter 589 of the Public Local Laws of 1937, same being "An act relating to the establishment of liquor stores in certain townships in Haywood County," with a favorable report.

H. B. 644, a bill to authorize a revaluation of real property for tax purposes in Lincoln County in 1939, with a favorable report.

H. B. 337, a bill relating to bills of cost in suits for tax foreclosures in Iredell and Rowan Counties, with an unfavorable report.

H. B. 508, a bill to prohibit 'bootlegging' and to prohibit the sale of wine and to prohibit the sale of beer on Sunday in Cleveland County, with an unfavorable report.

S. B. 202, a bill to authorize North Carolina Rural Rehabilitation Corporation to advance funds for rural vocational buildings and other purposes and to ratify previous activities of the corporation, with a favorable report.

S. B. 308, a bill to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town, with a favorable report.

H. B. 97, a bill to amend Chapter 433 of the Public Local Laws, 1937, amending the charter of the town of Atlantic Beach, conferring authority to levy general property taxes, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 320, a bill to amend Chapter 319, Public Laws of 1933, relating to the manufacture, transportation and sale of certain beverages, reported without prejudice.

S. B. 324, a bill to amend Section 5637 of the Consolidated Statutes of North Carolina, relative to proceeds from the sale of timber in the National Forest in Buncombe County, with a favorable report.

S. B. 319, a bill fixing the salaries of the sheriff and deputies of Brunswick County, with a favorable report.

H. B. 720, a bill to create the office of tax collector of Caswell County, and to fix the salaries of the sheriff and county accountant of said county, with a favorable report.

H. B. 754, a bill to amend Section 2315 of the Consolidated Statutes, Volume 3, 1924, relating to the drawing of juries in Wayne County, with a favorable report.

H. B. 221, a bill to repeal Chapter 389 of the Public Laws of 1937, relating to the stock law in certain portions of Currituck County, with a favorable report.

Upon motion of Senator Fearing, the bill is referred to the Committee on Conservation and Development.

H. B. 634, a bill to permit certain correctional institutions to make contracts with the office of the United States Attorney General or such necessary federal agency for the care of persons under federal jurisdiction, with a favorable report.

H. B. 603, a bill to describe, define, and officially adopt a system of coordinates for designating the positions of points on the surface of the earth within the State of North Carolina; to designate the administrative agency for said system; and to define the powers and duties of this agency, with a favorable report.

H. B. 661, a bill to amend Chapter 61, Public Local Laws of 1915, relating to the salary and fee fund contained therein, and transfer of salary and fee funds to general fund in Pasquotank County, with a favorable report.

S. B. 326, a bill to prohibit dancing in a public place in Caswell County between midnight, Saturday night and sunrise, Monday morning, with a favorable report.

S. B. 330, a bill to amend Section 690 of the Consolidated Statutes, as amended by Chapter 23, Public Laws of 1931, and as further amended by Chapter 26, Public Laws of 1937, validating sales of real property sold under order of court, with a favorable report.

By Senator Morphew, for the Committee on Election Laws:

H. B. 110, a bill to provide for absentee electors to vote in general elections, and to repeal all existing laws relating to absentee voting by absentee ballots, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Morphew, the bill is made a Special Order for Tuesday, March 21, 1939.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morphew: S. B. 332, a bill to regulate the issue and sale of installment investment contracts, certificates, and other securities of like nature; limiting the amount of deductions upon withdrawal; providing for withdrawal and other privileges and limiting the terms thereof, and providing for the supervision of all companies issuing such certificates by the Secretary of State levying a tax on such installment certificates, and providing penalties for the violation of this act.

Referred to Committee on Judiciary No. 1.

By Senator Rodman: S. B. 333, a bill to require all contracts to make a will, or to give, devise or bequeath any property or effects whatsoever to be in writing.

Referred to Committee on Judiciary No. 1.

By Senators Hughes and Halstead: S. B. 334, a bill to establish a schedule of fees for the Justices of the Peace of Pasquotank and Camden Counties.

Referred to Committee on Salaries and Fees.

By Senators Hatcher and Larkins: S. B. 335, a bill to make the terms of office of certain officers of courts inferior to the Superior Court, except municipal courts and justices of the peace, four years as to all officers elected in 1940 and quadrennially thereafter.

Referred to Committee on Judiciary No. 2.

By Senator Bruton, by request: S. B. 336, a bill to create a State Board of Naturopathic Examiners and to regulate the practice of naturopathy in North Carolina.

Referred to Committee on Public Health.

By Senator Warren: S. B. 337, a bill relative to the Recorders Court of Caswell County and to repeal certain laws relative to same.

Upon motion of Senator Warren, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Umstead, by request: S. B. 338, a bill to define and prohibit unfair sales, to provide remedies and to impose penalties for the violation of the provisions thereof.

Referred to Committee on Judiciary No. 2.

By Senator Morphew: S. B. 339, a bill to amend Chapter 319 of the Public Laws of 1933, relating to the regulation of the sale of certain beverages.

Referred to Committee on Finance.

By Senator Morphew: S. B. 340, a bill to repeal Chapter 61, Public Local and Private Laws of North Carolina, Session 1931, relating to the charter of the town of Robbinsville in Graham County.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 373, a bill to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery and other counties, and making same applicable to Orange County.

Referred to Committee on Finance.

H. B. 493, a bill authorizing the County Commissioners of Avery County to make adjustments with delinquent taxpayers as to penalties, interest and cost.

Referred to Committee on Finance.

H. B. 468, a bill to amend Section 1890 of the Consolidated Statutes of North Carolina, Volume 1, 1919, as amended by Chapter 106, Public Laws of 1933, relating to the licensing of boats using purse seines or shirred nets, and to fix the license fee for non-resident employees on such boats or vessels.

Referred to Committee on Conservation and Development.

H. B. 559, a bill to amend the charter of the town of Zebulon to provide for the extension of the corporate limits of the town of Zebulon.

Upon motion of Senator Ballentine, the bill is placed upon the Calendar.

H. B. 570, a bill to provide for a new registration of voters in Polk County, North Carolina.

Referred to Committee on Election Laws.

H. B. 591, a bill to amend Chapter 103 of the Private Laws of 1883, relative to elections in the town of Maiden, North Carolina.

Referred to Committee on Election Laws.

H. B. 599, a bill to amend Section 6018 of the Consolidated Statutes of North Carolina, so as to change the date of primary elections to the last Saturday in May.

Referred to Committee on Election Laws.

H. B. 659, a bill to relieve Perquimans County from liability for property damages or personal injuries caused by dogs under Section 1681 of the Consolidated Statutes of 1919.

Referred to Committee on Judiciary No. 1.

H. B. 664, a bill to amend Chapter 307, Private Laws of 1905 and Chapter 3, Private Laws, Extra Session 1921, relating to the charter of Lenoir Rhyne College at Hickory, Catawba County, North Carolina.

Referred to Committee on Judiciary No. 2.

H. B. 717, a bill to provide for the election of county surveyor, county

commissioners and township constables of Cherokee County for a term of four years effective at the general election of the year 1940.

Referred to Committee on Election Laws.

H. B. 728, a bill to change the name of the Fayetteville State Normal School at Fayetteville to Fayetteville State Teachers College, and to provide advanced courses of instruction for elementary teachers and principals.

Referred to Committee on Education.

H. B. 734, a bill to amend Section 1608 of the Consolidated Statutes, Volume 3, as amended, relating to county recorders courts in Alexander County.

Referred to Committee on Courts and Judicial Districts.

S. B. 166, a bill regulating charitable organizations, institutions, or associations soliciting public aid and individuals soliciting public alms, for concurrence in the House amendment.

Upon motion of Senator Barber, the bill is placed upon the Calendar and action is deferred until Tuesday, March 21, 1939.

S. B. 192, a bill to authorize the destruction of records of insolvent banks which have been fully liquidated, for concurrence in the House amendment.

Upon motion of Senator Ballentine, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 213, a bill to amend Section 3301 of the Consolidated Statutes, relating to federal savings and loan associations, for concurrence in the House amendment.

Upon motion of Senator Rodman, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 698, a bill authorizing and directing the Board of County Commissioners of Mitchell to pay the premium on the official bond of the clerk of the Superior Court of Mitchell County.

Referred to Committee on Judiciary No. 2.

H. B. 711, a bill to amend Chapter 374 of the Public Local Laws of 1919, relating to the compensation of the County Commissioners of Lenoir County.

Referred to Committee on Judiciary No. 1.

H. B. 710, a bill to facilitate the collection of taxes in Lenoir County.

Referred to Committee on Finance.

H. B. 809, a bill to amend S. B. 59, enacted and ratified February 15, 1939, which bill amended Chapter 1 of the Public Laws of the Extra Session of 1936, known as "The Unemployment Compensation Law."

Upon motion of Senator Gregory, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 669, a bill concerning common trust funds and to make uniform the law with reference thereto.

Referred to Committee on Banking and Currency.

H. B. 675, a bill to amend Chapter 208 of the Public Local Laws of 1937, relative to local supplement for schools in Buncombe County.

Upon motion of Senator Curtis, the bill is placed upon the Calendar.

H. B. 688, a bill to provide for the appointment of a rabies inspector in Hyde County and the collection of dog taxes in said county.

Referred to Committee on Finance.

H. B. 763, a bill to extend the term of office of treasurer, surveyor, recorder and solicitor of Cleveland County to four years.

Referred to Committee on Judiciary No. 2.

H. B. 764, a bill to amend Chapter 55 of the Private Laws of 1915, entitled "An act to provide for the raising and managing of pension funds for the police department of the city of Wilmington, as amended by Chapter 228 of the Private Laws of 1923."

Upon motion of Senator Boyette, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 665, a bill to dissolve the charter of Mont Amoena Female Seminary, Mount Pleasant, North Carolina, and to repeal Chapter 58, Private Laws, 1891, and Chapter 2, Private Laws, Extra Session 1921.

Referred to Committee on Judiciary No. 1.

H. B. 666, a bill to amend Chapter 357, Private Laws, 1909, and Chapter 1, Private Laws, Extra Session 1921, relating to the charter of North Carolina College, Mount Pleasant, North Carolina.

Referred to Committee on Judiciary No. 2.

H. B. 668, a bill to amend Chapter 267 of the Public Laws of 1925, providing for sales of stock, bonds or other securities by executors and administrators.

Referred to Committee on Judiciary No. 2.

H. B. 705, a bill to enlarge the term of office of Register of Deeds in Rowan County to four years.

Referred to Committee on Judiciary No. 1.

H. B. 713, a bill to create a Board of Trustees for the city of Wilmington employees' pension fund, and to establish a fund to be known as the "City of Wilmington Employees' Pension Fund", with a favorable report.

H. B. 714, a bill to amend Chapter 144 of the Private Laws of North

Carolina of 1913, relative to the jurisdiction of the mayor of North Wilkesboro.

Referred to Committee on Judiciary No. 2.

HOUSE OF REPRESENTATIVES,
Thursday, March 16, 1939

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 654, entitled "to amend Chapter 245 of the Public Laws of 1935, relating to the compensation for school children killed and/or injured while riding on a school bus."

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Smith, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 280, a bill to validate certain street and sidewalk paving assessments in the town of Littleton in Halifax and Warren Counties, and to extend the time in which actions may be instituted to collect said assessments, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Lumpkin, McIntyre, Palmer, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered sent to the House of Representatives.

S. B. 296, a bill to provide for an election on the question of whether Iredell County should assume the outstanding bonded indebtedness of any school district in said county, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Lumpkin, McIntyre, Palmer, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered sent to the House of Representatives.

S. B. 297, a bill to provide an election to determine the question as to whether or not Iredell County should levy taxes and issue bonds for the pur-

pose of acquiring, erecting, enlarging, altering, or equipping school buildings for any school district in Iredell County, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Lumpkin, McIntyre, Palmer, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered sent to the House of Representatives.

S. B. 251, a bill relative to the term of office of the judge of the Recorders Court of Brunswick County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 300, a bill to amend Chapter 735, Public Local Laws of 1909, creating Recorders Court at Belhaven.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 301, a bill to amend Chapter 147, Public Local Laws of 1911, creating Recorders Court at Aurora.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 318, a bill to amend Section 1443 of the Consolidated Statutes and all amendments thereto providing for extra terms of the Superior Court of Robeson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 638, a bill to extend the term of office of the judge of the Recorders Court of Camden County.

Passes its second and third readings and is ordered enrolled.

H. B. 641, a bill to amend Chapter 180 of the Public Laws of 1907, relating to the Recorders Court of Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 692, a bill extending the term of office of the County Commissioners, the Recorder and the Solicitor of the Recorders Court of Carteret County from two to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 694, a bill to amend Chapter 564, Public Local Laws of 1913, relating to the Recorders Court of Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 662, a bill to amend H. B. 183, passed at this Session of the General Assembly, 1939, relative to the validating of proceedings to foreclose for delinquent taxes in Pasquotank drainage district No. 1 of Pasquotank County, and to remit penalties and interests on delinquent taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 735, a bill to extend the terms of office of the Register of Deeds, the Surveyor and the Board of County Commissioners of Ashe County.

Passes its second and third readings and is ordered enrolled.

S. B. 111, a bill to amend Consolidated Statutes, Section 753, with respect to the time of service on a State agency, for concurrence in the House amendment.

Upon motion of Senator Boyette, action on the bill is deferred until tomorrow.

S. B. 298, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Lumpkin, McIntyre, Palmer, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered sent to the House of Representatives.

H. B. 321, a bill to amend Chapter 408 of the Laws of 1935, relating to the cooperation of cities, towns, incorporated villages and the State with housing authorities and the United States of America, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Lumpkin, McIntyre, Palmer, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered enrolled.

H. B. 456, a bill to amend Chapter 209 of the Private Laws of North Carolina, Session 1905, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes,

Jewell, Lumpkin, McIntyre, Palmer, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered enrolled.

H. B. 463, a bill to provide for the regulation by municipalities of public vehicles carrying passengers for hire, upon second reading.

Senator Cogburn offers an amendment which fails of adoption.

The bill fails to pass its second reading by roll call vote, ayes 5, noes 30, as follows:

Those voting in the affirmative are: Senators Blythe, Corey, Gray, Ward, Wellons,—5.

Those voting in the negative are: Senators Austin, Bain, Ballentine, Barber, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Fearing, Gardner, Gibbs, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, McIntyre, Morphew, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Watkins,—30.

Senator Lumpkin votes "present."

S. B. 196, a bill to create a State Board of Examiners of warm aid, sheet metal, and roofing contractors and to license persons, firms or corporations engaged in said businesses, upon second reading.

Upon motion of Senator Umstead, action on the bill is deferred until Tuesday, March 21, 1939.

H. B. 102, a bill to license and regulate the operation of road houses, cabin camps, tourist camps, public dance halls and tourist homes in this State, upon second reading.

Senator Morphew offers an amendment which is adopted.

The amendment offered by the Committee, held to be material, is adopted, constituting the first reading of the bill and it takes its place upon the second reading roll call Calendar.

S. B. 312, a bill to amend Sections 1193 and 1194 of the Consolidated Statutes, relative to continuance of corporate existence of corporations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 321, a bill to provide for the recording of bankruptcy records as contemplated by clause (g) of Section 21 of the Act of the Congress of the United States, entitled "An act to establish a uniform system of bankruptcy throughout the United States (hereinafter called "United States Bankruptcy Act"), as amended by the Act of June 22, 1938, known as the Chandler Act."

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 322, a bill to amend Section 1521, Volume 1, Consolidated Statutes of 1919, relative to issuance of execution of courts of the justices of the peace.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 262, a bill to amend Section 1780 of the Consolidated Statutes of North Carolina.

Passes its second reading.

Upon objection by Senator Barber to its third reading, the bill remains on the Calendar.

Upon motion of Senator Lumpkin, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday night at 8 o'clock.

SIXTY-FOURTH DAY

SENATE CHAMBER,
Saturday, March 18, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Ballentine for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Ballentine, H. B. 650, a bill to create a Civil Service Commission for employees of the city of Raleigh other than the police and fire departments, is taken from the Committee on Counties, Cities and Towns and placed upon the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 750, a bill to amend Chapter 49, Public Laws of 1937, as to method of selection of County Board of Alcoholic Control, in Dare County.

Referred to Committee on Finance.

H. B. 759, a bill to amend Chapter 336, Public Laws of North Carolina, Session 1937, relating to the payment to the clerk of the Superior Court of moneys due estates of intestates, and to provide for the administration of the same.

Referred to Committee on Judiciary No. 2.

H. B. 715, a bill to repeal Chapter 455, Public Local Laws of 1937, relative to the sale of fireworks in Pender County; and to regulate the shooting of fireworks in Pender County.

Referred to Committee on Judiciary No. 1.

H. B. 722, a bill regulating the operation of pool rooms in Nash County on Sundays.

Referred to Committee on Judiciary No. 1.

H. B. 732, a bill to extend the term of the auditor of Pasquotank County to four years.

Referred to Committee on Judiciary No. 1.

H. B. 596, a bill to amend Chapter 86, Private Laws of 1887, relative to the charter of the town of Taylorsville, Alexander County.

Referred to Committee on Counties, Cities and Towns.

H. B. 633, a bill to amend Section 85 of Chapter 407 of the Public Laws of 1937, relating to the regulation of the operation of vehicles on highways.

Referred to Committee on Public Roads.

H. B. 672, a bill to provide for an election, relative to local supplements in the administrative unit or in school districts in Martin County.

Referred to Committee on Education.

H. B. 683, a bill to require the clerk of the Superior Court of Alexander County to file and preserve all papers and proceedings before him or belonging to the court, and to keep a proper index thereof.

Referred to Committee on Judiciary No. 2.

H. B. 702, a bill to amend Chapter 157 of the Private Laws of 1935, prohibiting the sale of beer, wine and alcoholic beverages within certain distances of churches and public schools in the town of Hayesville, Clay County, and to further regulate the sale of beer, wine and other alcoholic beverages in said town.

Referred to Committee on Finance.

H. B. 703, a bill to repeal Chapter 300 of the Public Local Laws of 1931, relating to the importation of hogs into Granville County.

Referred to Committee on Judiciary No. 1.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, for concurrence in the House amendment.

Upon motion of Senator Smith, the bill is placed upon the Calendar.

H. B. 320, a bill authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances.

Referred to Committee on Judiciary No. 2.

H. B. 519, a bill to regulate the transportation or importation of intoxicating liquors in the State of North Carolina.

Referred to Committee on Finance.

H. B. 706, a bill to allow the governing body of the city of Winston-Salem to establish by ordinances a retirement or pension fund for employees.

Referred to Committee on Judiciary No. 2.

H. B. 708, a bill to amend Chapter 487 of the Public Local Laws of 1937, relating to the sale and use of fireworks in Stanly County.

Referred to Committee on Judiciary No. 1.

H. B. 709, a bill to amend Section 5090 of the Consolidated Statutes, Volume 2, 1919, relating to junk dealers in Stanly County.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 289, a bill to amend Chapter 71 of the Public Local Laws of 1919, relative to the salaries of the Commissioners of Cabarrus County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 313, a bill to fix the fees of the various justices of the peace of Rockingham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 319, a bill fixing the salaries of the sheriff and deputies of Brunswick County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 324, a bill to amend Section 5637 of the Consolidated Statutes of North Carolina, relative to proceeds from the sale of timber in the National Forest in Buncombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 579, a bill relating to the fees of the sheriff of Hertford County for arrests in criminal cases.

Passes its second and third readings and is ordered enrolled.

H. B. 601, a bill to repeal Chapter 589 of the Public Local Laws of 1937, same being "An act relating to the establishment of liquor stores in certain townships in Haywood County."

Passes its second and third readings and is ordered enrolled.

H. B. 644, a bill to authorize a revaluation of real property for tax purposes in Lincoln County in 1939.

Upon motion of Senator Graham, action on the bill is deferred until Wednesday, March 22, 1939.

H. B. 656, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Jones County.

Upon motion of Senator Cogburn, action on the bill is deferred until Monday, March 20, 1939.

H. B. 661, a bill to amend Chapter 61, Public Local Laws of 1915, relating to the salary and fee fund contained therein, and transfer of salary and fee funds to general fund in Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 680, a bill to authorize the County Commissioners of Cabarrus County to regulate the use of firearms.

Passes its second and third readings and is ordered enrolled.

H. B. 729, a bill to empower the City Council of the city of Greensboro to relieve Richardson Memorial Hospital of municipal assessments.

Passes its second and third readings and is ordered enrolled.

H. B. 748, a bill to amend Section 155, Public Local Laws of 1935, as amended by Chapter 498, Public Local Laws of 1937, relating to the bond of A. J. Fagg, former Clerk of Superior Court of Stokes County.

Passes its second and third readings and is ordered enrolled.

H. B. 754, a bill to amend Section 2315 of the Consolidaetd Statutes, Volume 3, 1924, relating to the drawing of juries in Wayne County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Ballentine, the Senate adjourns to meet Monday night at 8 o'clock.

SIXTY-FIFTH DAY

SENATE CHAMBER,
Monday, March 20, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Senator E. H. Bain of Wayne County.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gold, the courtesies of the floor are extended to Honorable Hubert E. Olive, Special Superior Court Judge, of Davidson County.

Upon motion of Senator Curtis, the courtesies of the floor are extended to Honorable A. Wayland Cooke, of Guilford County.

Upon motion of Senator Ballentine, the courtesies of the floor are extended to former Senator C. A. Gosney of Wake County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Senator A. D. Ward of Craven County.

Upon motion of Senator Long, the courtesies of the floor are extended to former Senator Larry I. Moore of Craven County.

Upon motion of Senator Hatcher, the courtesies of the galleries are extended to Mrs. J. W. Wellons and Miss Nell Wellons, mother and sister of Senator Wellons of Johnston County.

Upon motion of Senator Corey, the courtesies of the floor are extended to former Senator Carl L. Bailey of Washington County.

Upon motion of Senator Umstead, the courtesies of the floor are extended to former Senator W. R. Lovell of Watauga County.

Upon motion of Senator Rodman, the courtesies of the galleries are extended to Mrs. Dan Taylor and Mrs. Stevenson of Beaufort County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to Honorable A. A. Dysart, Premier of New Brunswick in the Dominion of Canada.

Upon motion of Senator Morphew, the courtesies of the floor are extended to former Representative Harry P. Cooper of Cherokee County.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 57, an act to amend Chapter 243, Public Laws of 1935, as amended by Chapter 422, Public Laws of 1937, relating to adoption of minors.

S. B. 107, an act authorizing voluntary associations of individuals, societies and unions to acquire land and regulating the conveyance of the same.

S. B. 189, an act to amend Paragraph 2, Section 19, Chapter 146, Public Laws of 1927, as amended by Section 1, Chapter 37, Public Laws of 1929, with reference to "daily deposits by collecting or receiving officers."

S. B. 192, an act to authorize the destruction of records of insolvent banks which have been fully liquidated.

S. B. 213, an act to amend Section 3301 of the Consolidated Statutes, relating to federal savings and loan associations.

S. B. 222, an act to make the chairman of the county board of charities and public welfare a member of the county board of health in Wayne County, and to pay a per diem to members of the county board ofcharities and public welfare in said county.

S. B. 247, an act to validate certain sales of land for taxes in Craven County and certificates issued in pursuance thereof.

S. B. 248, an act to permit payment with bonds of delinquent taxes in Craven County for 1932, and to further facilitate the collection of delinquent taxes in said county.

S. B. 265, an act to amend Chapter 605 of the Public Local Laws of North Carolina, passed by the General Assembly at its Session of 1915, which created the office of auditor of Rowan County.

S. B. 268, an act to provide for the election of the mayor and aldermen of the city of Shelby, and for fixing their term of office.

S. B. 273, an act to amend Chapter 243 of the Private Laws of 1911, relating to the charter of the city of Statesville.

S. B. 275, an act to empower the county commissioners of Rockingham County to contract with the sheriff of said county for services rendered by deputy sheriffs.

H. B. 321, an act to amend Chapter 408 of the Laws of 1935, relating to the cooperation of cities, towns, incorporated villages and the State with housing authorities and the United States of America.

H. B. 402, an act to extend the corporate limits of the city of Hickory.

H. B. 414, an act to create and establish the Fairmont administrative unit and providing for the administration and control thereof.

H. B. 456, an act to amend Chapter 209 of the Private Laws of North Carolina, Session 1905.

H. B. 579, an act relating to the fees of the sheriff of Hertford County for arrests in criminal cases.

H. B. 601, an act to repeal Chapter 589 of the Public Local Laws of 1937, same being "An act relating to the establishment of liquor stores in certain townships in Haywood County."

H. B. 638, an act to extend the term of office of the judge of the recorders court of Camden County.

H. B. 641, an act to amend Chapter 180 of the Public Laws of 1907, relating to the recorders court of Pasquotank County.

H. B. 661, an act to amend Chapter 61, Public Local Laws of 1915, relating to the salary and fee fund contained therein, and transfer of salary and fee fund to general fund.

H. B. 662, an act to amend H. B. No. 183, passed at this Session of the General Assembly, 1939, relative to the validating of proceedings to foreclose for delinquent taxes in Pasquotank drainage district No. 1 of Pasquotank County and to remit penalties and interests on delinquent taxes.

H. B. 680, an act to authorize the county commissioners of Cabarrus County to regulate the use of firearms.

H. B. 692, an act extending the term of office of the county commissioners, the recorder and the solicitor of the recorders court of Carteret County from two to four years.

H. B. 694, an act to amend Chapter 564, Public Local Laws of 1913, relating to the recorders court of Rutherford County.

H. B. 729, an act to empower the city council of the city of Greensboro to relieve Richardson Memorial Hospital of municipal assessments.

H. B. 735, an act to extend the terms of office of the register of deeds, surveyor and the board of county commissioners of Ashe County.

H. B. 748, an act to amend Section 155, Public Local Laws of 1935, as amended by Chapter 498, Public Local Laws of 1937, relating to the bond of A. J. Fagg, former Clerk of Superior Court of Stokes County.

H. B. 754, an act to amend Section 2315 of the Consolidated Statutes, Volume 3, 1924, relating to the drawing of juries in Wayne County.

H. B. 764, an act to amend Chapter 55 of the Private Laws of 1915, entitled "An act to provide for the raising and managing of pension funds for the police department of the city of Wilmington," as amended by Chapter 228 of the Private Laws of 1923.

H. B. 809, an act to amend S. B. 59, enacted and ratified February 15, 1939, which bill amended Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law."

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clark, for the Committee on Agriculture:

S. B. 328, a bill creating a coordinate committee of the North Carolina State College of Agriculture and Engineering and of the North Carolina State Department of Agriculture, with a favorable report, as amended.

Senator Graham moves that the bill be re-referred to the Committee on Agriculture.

The motion fails to prevail.

S. B. 281, a bill to require all persons buying poultry, cattle, swine and home cured meats to keep a record of purchases and preventing purchases after sundown in Pitt County, with a favorable report.

S. B. 327, a bill to regulate the registration and sale of canned dog foods, with a favorable report.

H. B. 226, a bill to extend the powers of the Commissioner and the State Board of Agriculture, relative to the control and regulation of the honey and bee industry in this State, with a favorable report.

H. B. 524, a bill to repeal Chapter 206 of the Public Laws of 1931, relating to the classification of eggs and the regulation of the sale thereof, with a favorable report.

H. B. 545, a bill to amend H. B. 5, entitled "An act to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as the 'Pure Seed Law'," ratified March 1, 1939, with a favorable report.

By Senator Morphew, for the Committee on Election Laws:

H. B. 760, a bill to provide for the nomination and election of the officers of the town of Rockingham, Richmond County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bain: S. B. 341, a bill to amend Section 6441, Consolidated Statutes, 1919, relating to co-insurance contracts of insurance.

Referred to Committee on Insurance.

By Senators Long and Spruill: S. B. 342, a bill to establish a Tubercular Sanatorium in Eastern North Carolina.

Referred to Committee on Appropriations.

By Senator Curtis: S. B. 343, a bill to require and regulate attendance in the public schools of the Buncombe County school administrative unit.

Referred to Committee on Judiciary No. 1.

By Senator Wellons: S. B. 344, a bill to amend Section 1259 of the Consolidated Statutes of 1919, Volume 1 as amended, relating to the fees of officers and witnesses in criminal actions in the Superior and Recorders Courts of Johnston County.

Referred to Committee on Judiciary No. 1.

By Senators Council and Taylor: S. B. 345, a bill to amend Section 4649 of the Consolidated Statutes and to provide for the transfer of criminal actions to the Superior Court for jury trial upon request of State or defendant.

Referred to Committee on Judiciary No. 1.

By Senator Gardner: S. B. 346, a bill to authorize the city of Shelby, a municipal corporation, to sell certain real estate.

Referred to Committee on Judiciary No. 2.

By Senator McIntyre: S. R. 347, a joint resolution extending an invitation to King George VI and Queen Elizabeth to visit Robeson County.

Upon motion of Senator McIntyre, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morphew: S. B. 348, a bill to amend Consolidated Statutes, Section 3884 (a) with reference to retirement of judges.

Referred to Committee on Judiciary No. 1.

By Senators Warren and Ballentine: S. B. 349, a bill to amend Chapter 229 of the Public Laws of 1931, relative to the manufacture and sale of oleomargarine.

Referred to Committee on Agriculture.

By Senator Morphew: S. B. 350, a bill to extend the term of office of county commissioners of Swain County.

Upon motion of Senator Morphew, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 780, a bill relative to the appointment of a tax supervisor of the county of Swain.

Referred to Committee on Judiciary No. 2.

H. B. 779, a bill to regulate the fee to be collected by the clerk of Superior Court of Swain County.

Referred to Committee on Judiciary No. 2.

H. B. 749, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Dare County.

Referred to Committee on Judiciary No. 2.

H. B. 817, a bill to extend the term of office for judge of recorders court in Dare County to four years.

Referred to Committee on Judiciary No. 2.

H. B. 818, a bill to fix and determine bond for the tax collector of Carteret County.

Referred to Committee on Judiciary No. 1.

HOUSE OF REPRESENTATIVES,
Saturday, March 18, 1939.

Mr. President:

Pursuant to your request, we are returning H. B. 690, entitled "An act to have certain county officers of Caswell County to render semi-annual report to the Board of County Commissioners of said County and have said Commissioners publish said report and other reports, and also publish monthly expenditures of the Board of County Commissioners of said County" for further consideration of your Honorable Body.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Warren, the vote by which the bill passes its third reading is reconsidered and upon his motion, action on the bill is postponed indefinitely.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 308, a bill to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council,

Cowles, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—41.

H. B. 97, a bill to amend Chapter 433 of the Public Local Laws, 1937, amending the charter of the town of Atlantic Beach, conferring authority to levy general property taxes, upon second reading.

The substitute offered by the Committee, is adopted, constituting the first reading of the bill and it takes its place upon the second reading roll call Calendar.

S. B. 141, a bill providing for a special levy in Brunswick County for special purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—41.

H. B. 559, a bill to amend the charter of the town of Zebulon to provide for the extension of the corporate limits of the town of Zebulon, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—41.

H. B. 622, a bill to amend H. B. 20, ratified January 19, 1939, entitled "An act to authorize the Board of Commissioners of Jones County to employ delinquent taxes for the construction of a new court house and jail," upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—41.

H. B. 651, a bill for relief of taxpayers of Carteret County, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—41.

H. B. 675, a bill to amend Chapter 208 of the Public Local Laws of 1937, relative to local supplement for schools in Buncombe County, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—41.

H. B. 699, a bill validating the election of the Board of Commissioners of the town of Kenly and the acts performed by said Board and increasing the number of members of said Board from three to five, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—41.

S. B. 326, a bill to prohibit dancing in a public place in Caswell County between midnight, Saturday night and sunrise Monday morning.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 650, a bill to create a civil service commission for employees of the city of Raleigh other than the police and the fire departments.

Passes its second and third readings and is ordered enrolled.

H. B. 656, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Jones County.

Passes its second and third readings and is ordered enrolled.

H. B. 720, a bill to create the office of tax collector of Caswell County, and to fix the salaries of the sheriff and county accountant of said County.

Senator Warren offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 318, a bill to amend Chapter 456 of the Public Laws of 1935, known as the Housing Authorities Law, relating to the creation of housing authorities to engage in slum clearance or projects to provide dwelling accommodations for persons of low income and to define their powers, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—41.

S. B. 120, a bill to further the prevention of syphilis in unborn children in North Carolina by requiring blood test examination of prospective mothers, upon third reading.

Senator Ballentine offers an amendment which fails of adoption.

Passes its third reading and is ordered sent to the House of Representatives.

SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President lays before the Senate the Special Order of the day, it being S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyance by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith.

Upon motion of Senator Gold, the Senate resolves itself into the Committee of the Whole for the consideration of the bill, Senator Gray presiding.

Upon motion of Senator Gold, the Committee arises and reports progress as follows:

Mr. President:

Your Committee having under consideration S. B. 99, a bill to amend, and revise the laws relative to the estates of deceased persons, to conveyances by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith, and respectfully report as follows:

Several members of the Commission who served in drafting the bill under consideration explained and discussed the bill and no action was taken.

Respectfully submitted,
Senator Gold, *for the Committee.*

Upon motion of Senator Gold, the report of the Committee is adopted.

Upon motion of Senator Ballentine, the Senate adjourns to meet tomorrow at 12 o'clock M.

SIXTY-SIXTH DAY

SENATE CHAMBER,
Tuesday, March 21, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Senator E. H. Bain of Wayne County.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Ward, the courtesies of the floor are extended to former Senator Roy Rowe of Pender County.

Upon motion of Senator Corey, the courtesies of the floor are extended to former Representative John Hill Paylor of Pitt County.

Upon motion of Senator Wellons, the courtesies of the galleries are extended to the seventh grade of the Benson School and its teachers, Mr. M. G. Woodlief and Mrs. E. M. Joyner, of Johnston County.

Upon motion of Senator Barber, the courtesies of the galleries are extended to the eighth grade of the Siler City High School and its teacher, Mr. Howard, of Chatham County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to the sixth grade of Mars Hill School and its teacher, Miss Mildred Byrum, of Bertie County.

Upon motion of Senator Taylor, the courtesies of the floor are extended to former Senator R. L. Smith of Stanly County.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator J. W. Ruark of Brunswick County.

Upon motion of Senator Gold, the courtesies of the floor are extended to former Senator Howard D. Townsend of Davidson County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to Honorable E. B. Jeffries, former Chairman of the State Highway Commission, of Guilford County.

Upon motion of Senator Sutton, S. B. 130, a bill to establish and regulate fees for hunting license in Craven County for non-residents of the State, and for protecting and re-stocking game of said county, is taken from the unfavorable Calendar and re-referred to the Committee on Conservation and Development.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gold, for the Committee on Judiciary No. 1:

H. B. 722, a bill regulating the operation of pool rooms in Nash County on Sundays, with a favorable report.

S. B. 348, a bill to amend Consolidated Statutes, Section 3884 (a), with reference to retirement of judges, with a favorable report.

S. B. 340, a bill to repeal Chapter 61, Public Local and Private Laws of North Carolina, Session 1931, relating to the charter of the town of Robbinsville in Graham County, with a favorable report.

H. B. 715, a bill to repeal Chapter 455, Public Local Laws of 1937, relative to the sale of fireworks in Pender County, and to regulate the shooting of fireworks in Pender County, with a favorable report.

H. B. 703, a bill to repeal Chapter 300 of the Public Local Laws of 1931, relating to the importation of hogs into Granville County, with a favorable report.

H. B. 708, a bill to amend Chapter 487 of the Public Local Laws of 1937, relating to the sale and use of fireworks in Stanly County, with a favorable report.

H. B. 711, a bill to amend Chapter 374 of the Public Local Laws of 1919, relating to the compensation of the County Commissioners of Lenoir County, with a favorable report.

H. B. 659, a bill to relieve Perquimans County from liability for property damages or personal injuries caused by dogs under Section 1681 of the Consolidated Statutes of 1919, with a favorable report.

H. B. 732, a bill to extend the term of the auditor of Pasquotank County to four years, with a favorable report.

H. B. 709, a bill to amend Section 5090 of the Consolidated Statutes, Volume 2, 1919, relating to junk dealers in Stanly County, with a favorable report.

H. B. 713, a bill to create a Board of Trustees for the city of Wilmington employees' pension fund, and to establish a fund known as the "City of Wilmington Employees' Pension Fund," with a favorable report.

H. B. 749, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Dare County, with a favorable report.

H. B. 818, a bill to fix and determine bond for the tax collector of Carteret County, with a favorable report.

S. B. 344, a bill to amend Section 1259 of the Consolidated Statutes of 1919, Volume 1, as amended, relating to the fees of officers and witnesses in criminal actions in the Superior and Recorders Courts of Johnston County, with a favorable report.

S. B. 343, a bill to require and regulate attendance in the public schools of the Buncombe County school administrative unit, with a favorable report.

H. B. 665, a bill to dissolve the charter of Mont Amoena Female Seminary, Mount Pleasant, North Carolina, and to repeal Chapter 58, Private Laws, 1891, and Chapter 2, Private Laws, Extra Session, 1921, with a favorable report.

S. B. 316, a bill to amend Section 3883 of the Consolidated Statutes, as amended, fixing the expenses allowed the Justices of the Supreme Court at an amount equal to that allowed Judges of the Superior Court, with a favorable report.

S. B. 236, a bill to amend Chapter 338 of the Public Laws of Session 1901 and as amended by Chapter 36 of the Public Laws, Session of 1917, and Chapter 88 of the Public Laws, Session of 1919, and Chapter 174 of the Public Laws, Session 1931, the same being Sections 6777, 6778, 6779, 6780, 6781, 6782, 6783, and 6784 of the North Carolina Code, relating to the licensing of embalmers, and providing for the licensing of funeral directors, with a favorable report, as amended.

By Senator Bain, for the Committee on Military Affairs:

H. B. 629, a bill to amend Chapter 242, Public Laws of 1937 and to provide more complete educational advantages in state institutions to needy world war orphans, with a favorable report.

By Senator Bellamy, for the Committee on Conservation and Development:

H. B. 468, a bill to amend Section 1890 of the Consolidated Statutes of North Carolina, Volume 1, 1919, as amended by Chapter 106, Public Laws of 1933, relating to the licensing of boats using purse seines or shirred nets and to fix the license fee for non-resident employees on such boats or vessels, with a favorable report.

S. B. 315, a bill to create a Commission to be known as the Cape Fear-Fort Fisher National Park Commission and to provide for the acquisition of lands in the lower Cape Fear region of North Carolina for National Park purposes and to authorize the conveyance of the same and other lands to the United States of America, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 549, a bill to regulate the powers of the Board of Conservation and Development, with an unfavorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 184, a bill requiring all railroads to furnish sanitary toilets and sanitary washrooms in all railroad yards and railroad terminals in North Carolina and providing penalties for the violation thereof, with an unfavorable report.

S. B. 183, a bill requiring all railroads in the State of North Carolina to furnish electric lanterns to all trainmen and other employees handling gasoline, explosives, and other inflammable freight, and providing penalties for the violation thereof, with an unfavorable report.

S. B. 188, a bill to amend Section 5126 of the Consolidated Statutes.

relating to liability of warehousemen for proceeds of sale of mortgaged tobacco, with a favorable report, as amended.

H. B. 320, a bill authorizing cities and towns having a population of more than five thousand to adopt ordinances, relating to the repair, closing and demolition of dwellings unfit for human habitation, and providing for the remedies and procedure in connection with action taken under such ordinances, with a favorable report.

S. B. 261, a bill authorizing the establishment of a general county court for Wilkes County under the general law, with an unfavorable report.

S. B. 142, a bill to require the Seaboard Air Line Railroad to provide watchmen or other safety measures at various crossings in the town of Hamlet, with an unfavorable report.

S. B. 204, a bill making it unlawful for any person, firm or corporation to deduct from the wages or salary of any employee in Richmond County, North Carolina, any sums of money for any purpose except as herein provided for and providing penalties for the violation thereof, with an unfavorable report.

H. B. 780, a bill relative to the appointment of a tax supervisor of the county of Swain, with a favorable report.

H. B. 683, a bill to require the clerk of the Superior Court of Alexander County to file and preserve all papers and proceedings before him or belonging to the court, and to keep a proper index thereof, with a favorable report.

S. B. 346, a bill to authorize the city of Shelby, a municipal corporation, to sell certain real estate, with a favorable report.

H. B. 668, a bill to amend Chapter 267 of the Public Laws of 1925, providing for sales of stock, bonds or other securities by executors and administrators, with a favorable report.

H. B. 706, a bill to allow the governing body of the city of Winston-Salem to establish by ordinance a retirement or pension fund for employees, with a favorable report.

H. B. 698, a bill authorizing and directing the Board of County Commissioners of Mitchell County to pay the premium on the official bond of the clerk of the Superior Court of Mitchell County, with a favorable report.

H. B. 817, a bill to extend the terms of office for judge of Recorders Court in Dare County to four years, with a favorable report.

H. B. 779, a bill to regulate the fees to be collected by the clerk of Superior Court of Swain County, with a favorable report.

H. B. 267, a bill to place the jail of Bladen County under the supervision and control of the Board of County Commissioners, to provide for the hours which the clerk of the Superior Court's office shall remain open, and to fix the witness fee which shall be paid to peace officers in said county, with an unfavorable report.

H. B. 664, a bill to amend Chapter 307, Private Laws of 1905, and Chapter 3, Private Laws, Extra Session, 1921, relating to the charter of Lenoir Rhyne College at Hickory, Catawba County, North Carolina, with a favorable report.

H. B. 763, a bill to extend the terms of office of the treasurer, surveyor, recorder and solicitor of Cleveland County to four years, with a favorable report.

H. B. 666, a bill to amend Chapter 357, Private Laws, 1909, and Chapter 1, Private Laws, Extra Session, 1921, relating to the charter of North Carolina College, Mount Pleasant, North Carolina, with a favorable report.

H. B. 625, a bill as to jury trials in courts of Justices of the Peace and the Recorders Court in Lincoln County, with an unfavorable report.

H. B. 759, a bill to amend Chapter 336, Public Laws of North Carolina, Session 1937, relating to the payment to the clerk of the Superior Court of moneys due estates of intestates, and to provide for the administration of the same, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bellamy: S. B. 351, a bill defining the rights of housing authorities organized under the housing authorities law with respect to acquiring title to real estate in condemnation proceedings.

Referred to Committee on Judiciary No. 1.

By Senator Gold: S. B. 352, a bill to repeal Chapter 136, Public Laws of 1927, and amendments thereto, known as the North Carolina bus and truck law, and enact in lieu thereof a law that will conform as nearly as practicable to the Federal Motor Carrier Act; promote safety on the highways; give increased protection to the traveling and shipping public; and the law as herein enacted shall be known as the "Motor Vehicle Carrier Act."

Referred to Committee on Public Utilities.

By Senator Watkins: S. B. 353, a bill creating five districts in Granville County for the selection of County Commissioners and members of the Board of Education.

Upon motion of Senator Watkins, the bill is placed upon the Calendar.

By Senator Fearing: S. B. 354, a bill to prohibit the sale of wine, beer or other alcoholic beverages within one-fourth mile of Fort Raleigh in Dare County.

Referred to Committee on Finance.

By Senator Frink: S. B. 355, a bill to provide penalties for using, manufacturing, selling or giving away tokens, slugs or spurious coins for the fraudulent operation of vending machines, coin-box telephones or other re-

ceptacles, designed to receive lawful coins of the United States of America, in the sale, use or enjoyment of property or service.

Referred to Committee on Judiciary No. 1.

By Senator Larkins: S. B. 356, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, as amended by Chapter 29, Public Laws, 1937, relating to the courts of Jones County.

Referred to Committee on Judiciary No. 1.

By Senator Long: S. B. 357, a bill to amend Chapter 109 of the Public Laws of 1913, relating to vital statistics.

Referred to Committee on Public Health.

By Senator Palmer: S. B. 358, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Cabarrus County.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 700, a bill to amend Chapter 45 of the Private Laws of 1931, relating to the charter of the town of Chapel Hill.

Referred to Committee on Counties, Cities and Towns.

H. B. 718, a bill to further regulate the acquisition, holding and transfer of title to property by religious societies and denominations and to validate certain transfers of title.

Referred to Committee on Judiciary No. 2.

H. B. 719, a bill to amend Chapter 380, Private Laws of 1915, and amendments thereto, relative to the charter of the town of Sanford, N. C.

Upon motion of Senator Barber, the bill is placed upon the Calendar.

H. B. 820, a bill to regulate the salary of the judge of the Juvenile Court of Swain County.

Upon motion of Senator Morphew, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 848, a bill for the relief of certain public officers in Pitt County.

Referred to Committee on Judiciary No. 1.

H. B. 855, a bill to name the members of the Board of Education of Northampton County.

Referred to Committee on Education.

H. B. 746, a bill to amend the charter of the town of Brunswick in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 747, a bill to amend Chapter 124 of the Private Laws of 1901, being the charter of the town of Laurinburg.

Referred to Committee on Counties, Cities and Towns.

H. B. 756, a bill to amend Section 5181 of the Consolidated Statutes, relating to Federal Savings and Loan Associations.

Referred to Committee on Judiciary No. 1.

H. B. 762, a bill to authorize the Lenoir City administrative unit, a special bond tax unit located in Caldwell County, to hold special elections on the question of issuing school improvement bonds and the levying of sufficient taxes to pay the principal and interest on such bonds upon the terms and conditions herein set out.

Upon motion of Senator Hatcher, the bill is placed upon the Calendar.

H. B. 781, a bill to empower the Wilmington Port Commission to apply to the proper agency of the government of the United States for a grant to the Wilmington Port Commission of the privilege of establishing, operating and maintaining a foreign trade zone within the port of Wilmington and to empower the Wilmington Port Commission to comply with the laws, rules and regulations prescribed by the government of the United States for the establishment and maintenance of such zones.

Referred to Committee on Judiciary No. 1.

H. B. 757, a bill to extend the corporate limits of the city of Concord.

Referred to Committee on Counties, Cities and Towns.

H. B. 769, a bill to provide a standard form of deeds of trust for Building and Loan Associations operating in New Hanover County.

Referred to Committee on Judiciary No. 1.

H. B. 785, a bill to amend Chapter 339 of the Public Laws of 1937, relative to bonds required by peace officers.

Referred to Committee on Judiciary No. 2.

H. B. 647, a bill to amend Chapter 126 of the Public Laws of 1935, being "An act providing for the extension of assessments."

Referred to Committee on Finance.

H. B. 657, a bill to amend Section 4911, Consolidated Statutes of 1919, relating to an allowance to infant orphans from the estate of a deceased parent.

Referred to Committee on Judiciary No. 1.

H. B. 819, a bill to amend Chapter 607 of the Public Local Laws of 1937, relative to the compensation of sheriff and tax collector of Swain County.

Upon motion of Senator Morphew, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 64, a bill to authorize the Revenue Commissioner to refund $244.65 tax paid on gasoline used in the manufacture of furniture.

Referred to Committee on Finance.

H. B. 421, a bill to authorize the County Commissioners of Bladen County to regulate the sale of wine and beer on Sundays in said county.

Referred to Committee on Finance.

H. B. 427, a bill to amend Section 1695, relating to the acquisition and condemnation of property by electric, telegraph and power companies, and to amend Section 1706 of the Consolidated Statutes, Volume 1, 1919, relative to imminent domain.

Referred to Committee on Public Utilities.

H. B. 512, a bill to classify cotton for taxation in Gaston County under the authority of Section 3, Article 5 of the Constitution.

Referred to Committee on Judiciary No. 2.

H. B. 513, a bill to authorize the Governor to appoint a Commission to consider the relief of Swain County by reason of its losses by the establishment of the Great Smoky Mountain National Park.

Referred to Committee on Judiciary No. 1.

H. B. 561, a bill to prescribe the fees for the office of clerk of the Superior Court of Wayne County.

Referred to Committee on Salaries and Fees.

H. B. 564, a bill to continue the corporated existence of Woodlawn Community, Incorporated.

Referred to Committee on Judiciary No. 2.

H. B. 592, a bill requiring sheriffs, police departments and constables to keep a register of confiscated, seized or found articles, and authorizing the sale and disposition thereof.

Referred to Committee on Propositions and Grievances.

H. B. 617, a bill to validate tax sales in Bertie County.

Referred to Committee on Propositions and Grievances.

H. R. 685, a joint resolution requesting the Commanding General at Fort Bragg, North Carolina, to transmit a bronze likeness of David Crockett to the mayor and town council of the city of San Antonio in the State of Texas.

Referred to Committee on Propositions and Grievances.

H. B. 686, a bill to amend Chapter 49 of the Public Laws of 1937, relating to the bonds of members of county boards of alcoholic control.

Referred to Committee on Finance.

H. B. 691, a bill to validate certain sales of land for taxes and certificates issued in pursuance thereof in Alamance County.

Referred to Committee on Propositions and Grievances.

H. B. 741, a bill authorizing and empowering any county or municipality to appropriate out of funds received and collected from revenue producing enterprises belonging to such county or municipality a portion of such funds for the purpose of erecting and maintaining tuberculosis hospitals and empowering counties and towns or municipalities to contract with each other with respect to prorating between said counties, towns or municipalities, the expense of the erection of said tuberculosis hospitals or of the maintaining thereof.

Referred to Committee on Appropriations.

H. B. 723, a bill relating to drainage in the city of Rocky Mount and to amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount.

Referred to Committee on Counties, Cities and Towns.

H. B. 739, a bill to extend the jurisdiction of police officers of the town of Asheboro, in Randolph County, to include all that territory situate within two miles of the corporate limits of said town.

Referred to Committee on Judiciary No. 2.

H. B. 745, a bill to amend Chapter 25, Private Laws, Extra Session 1913, relating to the town of Fair Bluff in Columbus County.

Referred to Committee on Propositions and Grievances.

H. R. 871, a joint resolution relative to the introduction of further bills in the 1939 General Assembly, and as far as may be, suggest the date of adjournment of same.

Upon motion of Senator Clark, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 308, a bill to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered sent to the House of Representatives.

H. B. 141, a bill providing for a special levy in Brunswick County for special purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 559, a bill to amend the charter of the town of Zebulon to provide for the extension of the corporate limits of the town of Zebulon, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 622, a bill to amend H. B. 20, ratified January 19, 1939, entitled a bill to be entitled, "An act to authorize the Board of Commissioners of Jones County to employ delinquent taxes for the construction of a new court house and jail", upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Mor-

phew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 651, a bill for relief of taxpayers of Carteret County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 675, a bill to amend Chapter 208 of the Public Local Laws of 1937, relative to local supplement for schools in Buncombe County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 699, a bill validating the election of the Board of Commissioners of the town of Kenly and the acts performed by said board and increasing the number of members of said board from three to five, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 97, a bill to amend Chapter 433 of the Public Local Laws of 1937, amending the charter of the town of Atlantic Beach, conferring authority to levy general property taxes, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

S. B. 281, a bill to require all persons buying poultry, cattle, swine and home cured meats to keep a record of purchases and preventing purchases after sundown in Pitt County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 28, a bill to repeal Chapter 409, Public Local Laws of 1937, which provided for the creating of an Agricultural, Breeders and Racing Commission in the county of Rowan in the State of North Carolina, and an election thereon, upon third reading.

The bill passes its third reading and is ordered enrolled.

H. B. 760, a bill to provide for the nomination and election of the officers of the town of Rockingham, Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 110, a bill to provide for absentee electors to vote in general elections, and to repeal all existing laws relating to absentee voting by absentee ballots.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

H. B. 318, a bill to amend Chapter 456 of the Public Laws of 1935, known as the housing authorities law, relating to the creation of housing authorities to engage in slum clearance or projects to provide for persons of low income and to define their powers, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

The bill is ordered enrolled.

H. B. 102, a bill to license and regulate the operation of road houses,

cabin camps, tourist camps, public dance halls and tourist homes in this State, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

S. B. 196, a bill to create a State Board of Examiners of warm aid, sheet metal and roofing contractors, and to license persons, firms or corporations engaged in said business.

Upon motion of Senator Clark, the bill and all amendments are laid upon the Table.

S. B. 111, a bill to amend Consolidated Statutes, Section 753, with respect to the time of service on a state agency, for concurrence in the House amendment.

Upon motion of Senator Bellamy, the Senate concurs in the House amendment, and the bill is ordered enrolled.

S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspaper in which such notices and advertisements shall be published, for concurrence in the House amendment.

Upon motion of Senator Cogburn, the Senate fails to concur in the House amendment and a conference is requested.

The President appoints as Conferees on the part of the Senate, Senators Cogburn and Gold, and a message is ordered sent to the House of Representatives, informing that Body of such action.

S. B. 166, a bill regulating charitable organizations, institutions, or associations soliciting public aid and individuals soliciting public alms, for concurrence in the House amendment.

Upon motion of Senator Barber, the Senate concurs in the House amendment, and the bill is ordered enrolled.

S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyances by husband and wife, to the transmission of the property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith.

Upon motion of Senator Gregory, action on the bill is deferred until tomorrow.

S. B. 127, a bill to create a State Department of Justice and to prescribe the duties of the same.

Upon motion of Senator Joyner, the bill is made a Special Order No. 1 for Friday, March 24, 1939.

S. B. 128, a bill to transfer the office of Legislative Reference Librarian to the office of the Secretary of State.

Upon motion of Senator Joyner, the bill is made a Special Order No. 2 for Friday, March 24, 1939.

S. B. 202, a bill to authorize North Carolina rural rehabilitation corporation to advance funds for rural vocational buildings and other purposes and to ratify previous activities of the corporation.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 272, a bill to amend Chapter 53, Public Laws of 1933, relating to privilege license of the blind.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 285, a bill to prevent rebating by insurance companies or their agents.

Senator Separk offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 309, a bill to prevent the installation or sale of used plumbing fixtures or accessories until after inspection and approval by the State Board of Health.

The substitute offered by the Committee is adopted.

Senator Smith offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection by Senator Smith to its third reading, the bill remains upon the Calendar.

S. B. 320, a bill to amend Chapter 319, Public Laws of 1933, relating to the manufacture, transportation and sale of certain beverages.

The bill passes its second reading.

Senator Prince offers an amendment.

Upon objection by Senator Ballentine to its third reading, the bill remains upon the Calendar.

S. B. 121, a bill to require physical examination before issuance of license to marry, upon third reading.

Senator Bellamy offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 262, a bill to amend Section 1780 of the Consolidated Statutes of North Carolina, upon third reading.

Passes its third reading and is ordered enrolled.

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy.

The substitute offered by the Committee is adopted.

Senator Wellons offers an amendment which is adopted.

Senator Gregory offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 327, a bill to regulate the registration and sale of canned dog foods, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Folger, Frink, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—43.

Upon motion of Senator Clark, the Senate recesses to meet tonight at 8 o'clock.

EVENING SESSION

SENATE CHAMBER,
Tuesday, March 21, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Barber, the courtesies of the floor are extended to Dr. Lawrence London of Chatham County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 121, a bill to require physical examination before issuance of license to marry.

S. B. 285, a bill to prevent rebating by insurance companies or their agents.

S. B. 19, a bill to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Appropriations:

H. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes, with a favorable report.

Upon motion of Senator Rodman, the bill is placed upon today's Calendar.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

H. B. 477, a bill to permit the town of Rockingham to turn over Franklin Street in said town to the Highway Commission, with a favorable report.

H. B. 553, a bill to amend the charter of the town of Creswell in Washington County, with a favorable report.

H. B. 596, a bill to amend Chapter 86, Private Laws of 1887, relative to the charter of the town of Taylorsville, Alexander County, with a favorable report.

H. B. 640, a bill to amend the charter of the city of Elizabeth City, with a favorable report.

H. B. 646, a bill to amend Chapter 30 of the Private Laws of 1913, relating to the charter of the town of Bessemer City, with a favorable report.

By Senator Prince, for the Committee on Mining:

S. B. 137, a bill to amend the labor laws relating to mines and quarries, with a favorable report, as amended.

By Senator Bellamy, for the Committee on Conservation and Development:

H. B. 626, a bill to amend Chapter 160, Public Laws of 1935, same being "An act for the better protection of migratory wild fowl in Currituck Sound, to enable the county of Currituck to cooperate with the State Board of Conservation and Development of North Carolina," with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Joyner: S. B. 359, a bill to appropriate funds for research work at the agricultural experiment station.

Referred to Committee on Agriculture.

By Senator Hatcher: S. B. 360, a bill to amend Chapter 218 of Public Local Laws of 1929, relating to Chairman of Board of County Commissioners of Burke County, and to place him on a part-time basis.

Referred to Committee on Judiciary No. 2.

By Senator Ballentine: S. B. 361, a bill to amend the Local Government Act in relation to mutilated bonds and bonds registered as to both principal and interest.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 309, a bill to prevent the installation or sale of used plumbing fixtures or accessories until after inspection and approval by the State Board of Health, upon third reading.

The vote by which the amendment was previously adopted is reconsidered.

The amendment is withdrawn. Senator Smith offers a second amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes.

Upon motion of Senator Rodman, the Senate resolves itself into the Committee of the Whole, for the consideration of the bill, Senator Smith presiding.

Upon motion of Senator Rodman, the Committee arises and reports progress as follows:
Mr. President:

Your Committee having under consideration H. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes, reports as follows:

Article I

Section 1. That Article I, as written, be adopted.

Article II

That Item 1, as written, be adopted.
That Item 2, as amended, be adopted.
That Items 3, 4 and 5, as written, be adopted.
That Article II, as amended, be adopted.

Article III

That Items 1, 2, 3, 4, 5 and 6, as written, be adopted.
That Items 7, 8, 9 and 10, as amended, be adopted.

That Items 11 and 12, as written, be adopted.
That Item 13, as amended, be adopted.
That Items 14, 15 and 16, as written, be adopted.
That Item 17, as amended, be adopted.
That Items 18 to 26, inclusive, as written, be adopted.
That the whole of Article III, as amended, be adopted.

Article IV

That Items 1, 2 and 3, as written, be adopted.
That Item 4, as amended, be adopted.
That Items 5 and 6, as written, be adopted.
That Item 7, as amended, be adopted.
That Items 8, 9, 10, 11, 12, 13 and 14, as written, be adopted.
That Article IV, as amended, be adopted.

Article V

That Items 1 to 15, inclusive, as written, be adopted.
That Item 16, as amended, be adopted.
That Item 17, as written, be adopted.
That the whole of Article V, as amended, be adopted.
That Articles VI, VII and VIII, as written, be adopted.

Article IX

That Items 1 and 2, as written, be adopted.
That Item 3, as amended, be adopted.
That Item 4, as written, be adopted.
That the whole of Article IX, as amended, be adopted.

Article X

That Article X, as written, be adopted.

Article XI

Section 2. That Article XI, as written, be adopted.

Article XII

Section 3. That Item 1, as amended, be adopted.
That Items 2 to 11, inclusive, as written, be adopted.
That the whole of Article XII, as amended, be adopted.
That the whole of Section 3, as amended, be adopted.
That Section 4, as written, be adopted.
That Section 5, as amended, be adopted.
That Section 5½, as amended, be adopted.
That Sections 6 to 20, inclusive, as written, be adopted.
That the entire bill, as amended, be recommended to the Senate for adoption.

Respectfully submitted,

SENATOR RODMAN,
for the Committee.

Upon motion of Senator Rodman, the report of the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow at 12 o'clock M.

SIXTY-SEVENTH DAY

SENATE CHAMBER,
Wednesday, March 22, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren, the courtesies of the galleries are extended to Mr. Bruton, son of Senator Bruton of Montgomery County.

Upon motion of Senator Corey, the courtesies of the galleries are extended to Solicitor D. M. Clark of the Fifth Judicial District and his wife and son.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Senator A. E. White of Robeson County.

Upon motion of Senator Folger, H. B. 675, a bill to amend Chapter 208 of the Public Local Laws of 1937, relative to local supplement for schools in Buncombe County, is recalled from the Enrolling Office and the vote by which it passed its third reading is reconsidered and upon his motion, the bill is referred to the Committee on Education.

Senator Spruill moves that S. B. 304, a bill to prohibit the sale of beer or wine within the town of Aulander, Bertie County, on Sunday, be taken from the unfavorable Calendar and placed upon the Calendar.

The motion fails to prevail.

Upon motion of Senator Warren, H. B. 720, a bill to create the office of tax collector of Caswell County and to fix the salaries of the sheriff and county accountant of said county, is recalled from the House of Representatives.

Upon motion of Senator Council, H. B. 745, a bill to amend Chapter 25, Private Laws, Extra Session, 1913, relating to the town of Fair Bluff in

Columbus County, is taken from the Committee on Propositions and Grievances and placed upon the Calendar.

Upon motion of Senator Bellamy, S. B. 130, a bill to establish and regulate fees for hunting license in Craven County for non-residents of the State, and for protecting and restocking game in said county, is taken from the Committee on Conservation and Development and re-referred to the Committee on Finance.

Upon motion of Senator Gold, 600 extra copies of S. B. 352, a bill to repeal Chapter 136, Public Laws of 1927, and amendments thereto, known as the North Carolina bus and truck law, and enact in lieu thereof a law that will conform as nearly as practicable to the Federal Motor Carrier Act; promote safety on the highways; give increased protection to the traveling and shipping public; and the law as herein enacted shall be known as the "Motor Vehicle Carrier Act", are ordered printed.

REPORT OF THE RULES COMMITTEE

Senator Smith, for the Committee on Rules, submits the following report:

Mr. President:

The Rules Committee recommends that the present rules of the Senate be amended as follows:

Amend Senate Rules by adding a new section to be numbered Section 57 as follows: "The President of the Senate, when he deems it wise and expedient for the efficient transaction of the business of the Senate, is authorized and empowered to appoint a Calendar Committee consisting of eight members of the Senate.

Senator Smith, *for the Committee*

Upon motion of Senator Smith, the report is adopted.

The President appoints the following Calendar Committee: Senators Rodman, Chairman; Umstead, Gardner, Gray, Joyner, Folger, Smith, McIntyre.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 25, an act to amend Section 6054, Volume 3, Article 17 of the Consolidated Statutes, placing Surry County under the State-wide Primary Law.

S. B. 111, an act to amend Consolidated Statutes, Section 753 with respect to the time of service on a State agency.

S. B. 166, an act regulating charitable organizations, institutions, or associations, soliciting public aid and individuals soliciting public alms.

S. B. 194, an act to authorize the Treasurer of the State of North Carolina to reimburse Dr. Hubert A. Royster, of Raleigh, for money paid by

him on account of a judgment against him in a case for services rendered the State of North Carolina.

S. B. 206, an act to amend Chapter 60, Public Laws of 1931, as amended, relative to the investment of sinking funds of units under the local government commission in the shares of building and loan assocations and federal savings and loan associations.

S. B. 219, an act to repeal Chapter 297 of the Public Local Laws of 1931, relating to the election of the county commissioners for Richmond County.

S. B. 237, an act to amend the Consolidated Statutes of 1919 by striking out Section 3537 and inserting in lieu thereof a new section relative to the separate accommodation of white and colored passengers upon street cars and other passenger vehicles.

S. B. 250, an act requiring the county board of elections for Richmond County, North Carolina, to require a new registration of all qualified voters before the democratic primary in Richmond County, North Carolina, in the year 1940.

S. B. 255, an act to validate and confirm certain street and sidewalk assessments in cities and towns in Catawba County.

S. B. 262, an act to authorize the Board of Commissioners of the county of Wilkes and the Commissioners of the town of North Wilkesboro, Wilkes County, North Carolina, to appropriate certain sums of money for the purpose of cooperating with the program to advertise North Carolina.

S. B. 269, an act authorizing the County Commissioners of Franklin County to pay the premium on surety bonds given to the clerk of the Superior Court of Franklin County by the deputy clerk of said county.

S. B. 283, an act amending Chapter 331 of the Public Laws of 1929, the same being "An act amending Chapter 56 of the Consolidated Statutes, relating to special assessments, and extending the statute of limitations from ten years to fifteen years from the default in the payment of any installments of unpaid assessments."

S. B. 284, an act to prescribe the fees for probate and registration of certain right-of-way deeds in Duplin, Pender, Sampson and Bladen Counties.

S. B. 350, an act to extend the terms of office of County Commissioners of Swain County.

S. R. 347, a joint resolution extending an invitation to King George VI and Queen Elizabeth to visit Robeson County.

H. R. 871, a joint resolution relative to the introduction of further bills in the 1939 General Assembly, and as far as may be, suggest the date adjournment of same.

H. B. 28, an act to repeal Chapter 409, Public Local Laws of 1937, which provided for the creating of an agricultural, breeders' and racing commis-

sion in the county of Rowan in the State of North Carolina, and an election thereon.

H. B. 141, an act providing for a special levy in Brunswick County for special purposes.

H. B. 262, an act to amend Section 1780 of the Consolidated Statutes of North Carolina.

H. B. 318, an act to amend Chapter 456 of the Public Laws of 1935, known as the housing authorities law, relating to the creation of housing authorities to engage in slum clearance or projects to provide dwelling accommodations for persons of low income and to define their powers.

H. B. 559, an act to amend the charter of the town of Zebulon to provide for the extension of the corporate limits of the town of Zebulon.

H. B. 622, an act to amend H. B. 20, ratified January 19, 1939, entitled, a bill to be entitled "An act to authorize the Board of Commissioners of Jones County to employ delinquent taxes for the construction of a new court house and jail."

H. B. 651, an act for relief of taxpayers of Carteret County.

H. B. 656, an act to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Jones County.

H. B. 699, an act validating the election of the Board of Commissioners of the town of Kenly and the acts performed by said board and increasing the number of members of said board from three to five.

H. B. 760, an act to provide for the nomination and election of the officers of the town of Rockingham, Richmond County.

H. B. 819, an act to amend Chapter 607 of the Public Local Laws of 1937, relative to the compensation of sheriff and tax collector of Swain County.

H. B. 820, an act to regulate the salary of the judge of the juvenile court of Swain County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 309, a bill to prevent the installation or sale of used plumbing fixtures or accessories until after inspection and approval by the State Board of Health.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Folger, for the Committee on Education:

H. B. 855, a bill to name the members of the Board of Education of Northampton County, with a favorable report.

H. R. 652, a joint resolution to provide for giving instructions in safety education in public schools, with a favorable report.

H. B. 239, a bill to increase the members of the Board of Education for Pasquotank County, with a favorable report.

H. B. 728, a bill to change the name of the Fayetteville State Normal School at Fayetteville to the Fayetteville State Teachers College, and to provide advanced courses of instruction for elementary teachers and principals, with a favorable report.

S. B. 287, a bill to prevent the exclusion of any person from any State institution of higher education because of sex, with a favorable report.

S. B. 267, a bill to encourage the extension of the public school term for nine months, or for the creation of a twelfth grade therein, and providing for State participation in the cost thereof, reported without prejudice.

Upon motion of Senator Folger, the bill is re-referred to the Committee on Finance.

S. B. 242, a bill to provide for the establishment and regulation of nursery schools and kindergartens, public and private, in North Carolina, reported without prejudice, as amended.

S. B. 317, a bill to change the name of the Elizabeth City State Normal School at Elizabeth City to the Elizabeth City State Teachers College, and to provide advanced courses of instruction for elementary teachers and principals, with a favorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

S. B. 355, a bill to provide penalties for using, manufacturing, selling or giving away tokens, slugs, or spurious coins for the fraudulent operation of vending machines, coin-box telephones or other receptacles, designed to receive lawful coins of the United States of America, in the sale, use or enjoyment of property or service, with a favorable report.

S. B. 358, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Cabarrus County, with a favorable report.

S. B. 356, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, as amended by Chapter 29, Public Laws, 1937, relating to the courts of Jones County, with a favorable report.

H. B. 769, a bill to provide standard form of deeds of trust for building and loan associations operating in New Hanover County, with a favorable report.

H. B. 705, a bill to enlarge the term of office for Register of Deeds in Rowan County to four years, with a favorable report.

H. B. 513, a bill to authorize the Governor to appoint a Commission to consider the relief of Swain County by reason of its losses by the establishment of the Great Smoky Mountains National Park, with a favorable report.

H. B. 756, a bill to amend Section 5181 of the Consolidated Statutes, relating to federal savings and loan associations, with a favorable report.

H. B. 658, a bill to place Black Swamp Township, Robeson County, in the County Commissioner's district containing Britts, Lumberton, Orrum, Sterlings, Wisharts and Smyrna Townships, with a favorable report.

H. B. 781, a bill to empower the Wilmington Port Commission to apply to the proper agency of the Government of the United States for a grant to the Wilmington Port Commission of the privilege of establishing, operating and maintaining a foreign trade zone within the port of Wilmington and to empower the Wilmington Port Commission to comply with the laws, rules and regulations prescribed by the Government of the United States for the establishment and maintenance of such zones, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

H. B. 512, a bill to classify cotton for taxation in Gaston County under the authority of Section 3, Article 5 of the Constitution, with a favorable report, as amended.

Upon motion of Senator Separk, the bill is placed upon today's Calendar.

H. B. 718, a bill to further regulate the acquisition, holding and transfer of title to property by religious societies and denominations, and to validate certain transfers of title, with a favorable report.

H. B. 785, a bill to amend Chapter 339 of the Public Laws of 1937, relative to bonds required by peace officers, with a favorable report.

H. B. 739, a bill to extend the jurisdiction of police officers of the town of Asheboro, in Randolph County, to include all that territory situate within two miles of the corporate limits of said town, with a favorable report.

H. B. 714, a bill to amend Chapter 144 of the Private Laws of North Carolina of 1913, relative to the jurisdiction of the mayor of North Wilkesboro, with a favorable report.

H. B. 564, a bill to continue the corporated existence of Woodlawn Community, Incorporated, with a favorable report.

S. B. 335, a bill to make the terms of office of certain officers of courts inferior to the Superior Court, except municipal courts and justices of the peace, four years as to all officers elected in 1940 and quadrennially thereafter, with a favorable report.

S. B. 360, a bill to amend Chapter 218 of Public Local Laws of 1929, relating to chairman of Board of County Commissioners of Burke County, and to place him on a part-time basis, with a favorable report.

By Senator Larkins, for the Committee on Public Roads:

S. B. 199, a bill to regulate the use of marginal lands along certain public highways, with an unfavorable report.

H. B. 482, a bill to repeal Chapter 119 of Public Local Laws of 1923, relating to public roads in Haywood County, with a favorable report.

By Senator Bellamy, for the Committee on Conservation and Development:

S. B. 311, a bill to create a commission to be known as the North Carolina Cape Hatteras Seashore Commission and to provide for the acquisition of lands in the Cape Hatteras region of North Carolina for national seashore purposes and to authorize the conveyance of the same and other lands to the United States of America, with a favorable report.

Upon motion of Senator Bellamy, the bill is re-referred to the Committee on Appropriations.

S. B. 329, a bill to regulate the hunting of foxes in Granville County, with a favorable report.

H. B. 221, a bill to repeal Chapter 389 of the Public Laws of 1937, relating to the stock law in certain portions of Currituck County, with an unfavorable report.

By Senator Palmer, for the Committee on Salaries and Fees:

S. B. 334, a bill to establish a schedule of fees for the Justices of the Peace of Pasquotank and Camden Counties, with a favorable report.

H. B. 561, a bill to prescribe the fees for the office of clerk of the Superior Court of Wayne County, with a favorable report.

By Senator Blythe, for the Committee on Public Utilities:

H. B. 532, a bill to repeal Chapter 444 of the Public Laws of 1937, relating to profit on certain sales of electricity by one municipality to another, with a favorable report.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

H. B. 700, a bill to amend Chapter 45 of the Private Laws of 1931, relating to the charter of the town of Chapel Hill, with a favorable report.

H. B. 723, a bill relating to drainage in the city of Rocky Mount and to amend Chapter 309 of the Private Laws of 1907, amending the charter of the city of Rocky Mount, with a favorable report.

H. B. 746, a bill to amend the charter of the town of Brunswick in Columbus County, with a favorable report.

H. B. 747, a bill to amend Chapter 124 of the Private Laws of 1901, being the charter of the town of Laurinburg, with a favorable report.

H. B. 757, a bill to extend the corporate limits of the city of Concord, with a favorable report.

By Senator Taylor, for the Committee on Finance:

S. B. 310, a bill to validate sales of land for taxes; to authorize and empower the Board of Commissioners of Surry County to adjust, compromise, and settle taxes levied for years prior to 1938, with a favorable report, as amended.

S. B. 339, a bill to amend Chapter 319 of the Public Laws of 1933, relating to the regulation of the sale of certain beverages, with a favorable report.

H. B. 373, a bill to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery, and other counties, and making same applicable to Orange County, with a favorable report.

H. B. 688, a bill to provide for the appointment of a rabies inspector in Hyde County and the collection of dog taxes in said county, with a favorable report.

H. B. 710, a bill to facilitate the collection of taxes in Lenoir County, with a favorable report.

H. B. 750, a bill to amend Chapter 49, Public Laws of 1937, as to method of selection of county board of alcoholic control, in Dare County, with a favorable report.

S. B. 185, a bill to provide hospitalization for highway accident cases, reported without prejudice, as amended.

By Senator Boyette, for the Committee on Senate Expenditures:

H. R. 738, a joint resolution to pay the expenses of the Committee on Penal Institutions from the House of Representatives and the Senate visiting the prison camp at Marion, McDowell County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gold: S. R. 362, a joint resolution to provide a deficiency appropriation for the Commission on Revision of the Laws of North Carolina relating to estates.

Upon motion of Senator Gold, the resolution is placed upon the calendar.

By Senator Joyner: S. B. 363, a bill to classify cotton for taxation in Iredell County under the authority of Section 3, Article 5 of the Constitution.

Referred to Committee on Finance.

By Senators Hughes, Halstead, Graham, Fearing, Separk and Sutton: S. B. 364, a bill to promote the happiness and culture of the people of North Carolina by encouraging and promoting library facilities for use in the rural communities in the State.

Referred to Committee on Library.

By Senator Bain: S. B. 365, a bill to protect trees on private property.

Referred to Committee on Judiciary No. 1.

By Senator Ballentine: S. B. 366, a bill to provide for the keeping of creamery and milk products plant records and making reports thereof to the State Department of Agriculture.

Referred to Committee on Agriculture.

By Senator Ballentine: S. B. 367, a bill to amend Chapter 304 of the Private Laws of North Carolina of 1907, relating to the incorporation of the Tabernacle Baptist Church of Raleigh.

Upon motion of Senator Ballentine, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Morphew: S. B. 368, a bill to amend Section 187 of the Private Laws of 1933, to make the provisions thereof applicable to the nomination of candidates and election of officers in the town of Murphy.

Referred to Committee on Election Laws.

By Senator Bruton: S. B. 369, a bill to amend Chapter 53 of the Public Laws of 1927, and to repeal Chapters 196 of the Public Laws of 1929 and 233 of the Public Laws of 1933, relating to the manufacture and sale of insecticides and fungicides in North Carolina.

Referred to Committee on Agriculture.

By Senator Bruton: S. B. 370, a bill providing for public weigh masters and defining their powers and duties.

Referred to Committee on Propositions and Grievances.

By Senator McIntyre: S. B. 371, a bill to prohibit the sale of wine, beer or other intoxicating beverages within the corporate limits of the town of Red Springs, Robeson County, North Carolina.

Referred to Committee on Finance.

By Senator Cogburn: S. B. 372, a bill to provide for a rural telephone survey to be made by the State Rural Electrification Authority and to promote and encourage extension of telephone lines in rural communities.

Referred to Committee on Public Utilities.

By Senators Boyette and Bellamy: S. B. 373, a bill to amend Chapter 129, Section 7 of the Consolidated Statutes and acts amendatory thereof, in relation to the distribution of State laws, journals and other public documents to the libraries of Wake Forest and Davidson Colleges.

Referred to Committee on Judiciary No. 2.

By Senators Council, Bruton and Bowers: S. B. 374, a bill to amend the fertilizer, feed, and cotton seed meal laws.

Referred to Committee on Agriculture:

By Senators Bruton, Council and Bowers: S. B. 375, a bill authorizing and directing the Governor to appoint a board to advise with the Department of Agriculture and the North Carolina Experiment Station relative to the functioning of these two State agencies to re-allocate certain funds to these agencies and to levy an additional tax on commercial fertilizer and commercial feeding stuffs.

Referred to Committee on Agriculture.

By Senator Hatcher: S. B. 376, a bill to amend Section 10 of Chapter 89 of the Public Laws of 1931, relating to the Burke County Criminal Court.

Referred to Committee on Judiciary No. 2.

By Senator Hatcher: S. B. 377, a bill to validate certain defective probates of deeds by a deputy clerk of the Superior Court where the clerk of the Superior Court of said county is party to said deed.

Referred to Committee on Judiciary No. 2.

By Senator Cowles, by request: S. B. 378, a bill for the relief of T. W. Ferguson, Justice of the Peace in and for Beaver Creek Township, Wilkes County.

Referred to Committee on Judiciary No. 2.

By Senator Lumpkin: S. B. 379, a bill to amend Section 1443 of the Consolidated Statutes of North Carolina, as amended by Chapter 387 of the Public Laws of 1937, relating to the terms of the Superior Court in Franklin County.

Upon motion of Senator Lumpkin; the bill is placed upon the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 752, a bill to continue the incorporation of the city of Charlotte and to codify, amend and consolidate the statutes that constitute the charter of the city of Charlotte, and to repeal certain acts and portions of certain acts constituting a part of its present charter.

Referred to Committee on Judiciary No. 1.

H. B. 774, a bill to authorize the sheriff of Stokes County to appoint a special deputy on a salary basis and to provide a schedule of officer's fees in connection with the enforcement of the State liquor laws.

Referred to Committee on Judiciary No. 2.

H. B. 813, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount and authorizing the construction and operation of a municipal swimming pool.

Referred to Committee on Judiciary No. 1.

H. B. 860, a bill to extend the term of office of mayor and aldermen of the town of Bryson City.

Referred to Committee on Judiciary No. 2.

H. B. 687, a bill to amend the municipal finance act, 1921, as amended, the county finance act, as amended, the local government act, as amended, and the act providing for funding and refunding debts of local units of government other than counties, cities, towns, as amended, relating to funding and refunding of rates and bonds.

Referred to Committee on Finance.

H. B. 771, a bill to authorize joint acquisition, construction, improvement, maintenance and operation of sewerage works by adjoining or adjacent municipal corporations and to authorize the financing of such works.

Upon motion of Senator Cogburn, the bill is placed upon the Calendar.

H. B. 773, a bill to amend the charter of the town of Highlands in Macon County, and to provide for its government and for other purposes.

Referred to Committee on Judiciary No. 2.

H. B. 530, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to terms of court in Lee County.

Referred to Committee on Courts and Judicial Districts.

H. B. 586, a bill to provide a special annual tax levy for Mecklenburg County for the maintenance and support of public libraries.

Upon motion of Senator Blythe, the bill is placed upon the Calendar.

H. B. 598, a bill to validate certain outstanding bonds and indebtedness of the county of Lee and to provide for the refunding or funding of such bonds and indebtedness.

Referred to Committee on Finance.

H. B. 613, a bill to facilitate the collection of taxes and assessments in Carteret County and its sub-divisions.

Upon motion of Senator Larkins, the bill is placed upon the Calendar.

H. B. 632, a bill to allow removals from one magistrate to another where incorporated towns are situated in more than one township.

Referred to Committee on Judiciary No. 2.

H. B. 663, a bill to validate certain bonds heretofore issued by the county of Catawba, and to provide for the payment of said bonds.

Referred to Committee on Finance.

House of Representatives,
Wednesday, March 22, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has appointed as Conferees on the part of the

House to confer with a like committee heretofore appointed by your Body, to consider and adjust the differences arising between the two Houses on S. B. 143, entitled "to regulate the publication of legal notices and other legal and public advertisements, and to define newspapers in which such notices and advertisements shall be published," Messrs. Tompkins, Bryant and Hatch.

Respectfully,
W. A. BAKER,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 97, a bill to amend Chapter 433 of the Public Local Laws, 1937, amending the charter of the town of Atlantic Beach, conferring authority to levy general property taxes, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

S. B. 340, a bill to repeal Chapter 61, Public Local and Private Laws of North Carolina, Session 1931, relating to the charter of the town of Robbinsville in Graham County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 553, a bill to amend the charter of the town of Creswell in Washington County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 596, a bill to amend Chapter 86, Private Laws of 1887, relative to the charter of the town of Taylorsville, Alexander County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 640, a bill to amend the charter of the city of Elizabeth City, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 646, a bill to amend Chapter 30 of the Private Laws of 1913, relating to the charter of the town of Bessemer City, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 664, a bill to amend Chapter 307, Private Laws of 1905, and Chapter 3, Private Laws, Extra Session 1921, relating to the charter of Lenoir Rhyne College at Hickory, Catawba County, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 665, a bill to dissolve the charter of Mont Amoena Female Seminary, Mount Pleasant, North Carolina, and to repeal Chapter 58, Private Laws, 1891, and Chapter 2, Private Laws, Extra Session 1921, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 666, a bill to amend Chapter 357, Private Laws, 1909, and Chapter 1, Private Laws, Extra Session, 1921, relating to the charter of North Carolina College, Mount Pleasant, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 719, a bill to amend Chapter 380, Private Laws of 1915, and amendments thereto, relative to the charter of the town of Sanford, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 683, a bill to require the clerk of the Superior Court of Alexander County to file and preserve all papers and proceedings before him or belonging to the court, and to keep a proper index thereof, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

H. B. 762, a bill to authorize the Lenoir city administrative unit, a special bond tax unit located in Caldwell County, to hold special elections on the question of issuing school improvement bonds and the levying of sufficient taxes to pay the principal and interest on such bonds upon the terms and conditions herein set out, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles,

Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

S. B. 343, a bill to require and regulate attendance in the public schools of the Buncombe County School administrative unit.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 344, a bill to amend Section 1259 of the Consolidated Statutes of 1919, Volume 1, as amended, relating to the fees of officers and witnesses in criminal actions in the Superior and Recorders Courts of Johnston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 346, a bill to authorize the city of Shelby, a municipal corporation, to sell certain real estate.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 353, a bill creating five districts in Granville County for the selection of County Commissioners and members of the Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 512, a bill to classify cotton for taxation in Gaston County under the authority of Section 3, Article 5 of the Constitution.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 477, a bill to permit the town of Rockingham to turn over Franklin Street in said town to the Highway Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 644, a bill to authorize a revaluation of real property for tax purposes in Lincoln County in 1939.

Passes its second and third readings and is ordered enrolled.

H. B. 659, a bill to relieve Perquimans County from liability for property damages or personal injuries caused by dogs under Section 1681 of the Consolidated Statutes of 1919.

Passes its second and third readings and is ordered enrolled.

H. B. 698, a bill authorizing and directing the Board of County Commissioners of Mitchell County to pay the premium on the official bond of the clerk of the Superior Court of Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 703, a bill to repeal Chapter 300 of the Public Local Laws of 1931, relating to the importation of hogs into Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 706, a bill to allow the governing body of the city of Winston-Salem to establish by ordinance a retirement or pension fund for employees.

Passes its second and third readings and is ordered enrolled.

H. B. 708, a bill to amend Chapter 487 of the Public Local Laws of 1937, relating to the sale and use of fireworks in Stanly County.

Passes its second and third readings and is ordered enrolled.

H. B. 709, a bill to amend Section 5090 of the Consolidated Statutes, Volume 2, 1919, relating to junk dealers in Stanly County.

Passes its second and third readings and is ordered enrolled.

H. B. 711, a bill to amend Chapter 374 of the Public Local Laws of 1919, relating to the compensation of the County Commissioners of Lenoir County.

Passes its second and third readings and is ordered enrolled.

H. B. 713, a bill to create a Board of Trustees for the city of Wilmington employes' pension fund, and to establish a fund to be known as the "City of Wilmington Employees' Pension Fund."

Passes its second and third readings and is ordered enrolled.

H. B. 715, a bill to repeal Chapter 455, Public Local Laws of 1937, relative to the sale of fireworks in Pender County; and to regulate the shooting of fireworks in Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 722, a bill regulating the operation of pool rooms in Nash County on Sundays.

Passes its second and third readings and is ordered enrolled.

H. B. 732, a bill to extend the term of the auditor of Pasquotank County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 749, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 763, a bill to extend the terms of office of treasurer, surveyor, recorder, and solicitor of Cleveland County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 779, a bill to regulate the fees to be collected by the clerk of Superior Court of Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 780, a bill relative to the appointment of a tax supervisor of the county of Swain.

Passes its second and third readings and is ordered enrolled.

H. B. 817, a bill to extend the terms of office for judge of Recorder's Court in Dare County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 818, a bill to fix and determine bond for the tax collector of Carteret County.

Passes its second and third readings and is ordered enrolled.

S. B. 327, a bill to regulate the registration and sale of canned dog foods, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

The bill is ordered sent to the House of Representatives.

H. B. 102, a bill to license and regulate the operation of road houses, cabin camps, tourist camps, public dance halls and tourist homes in this State, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Wellons,—45.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 236, a bill to amend Chapter 338 of the Public Laws of Session 1901 and as amended by Chapter 36 of the Public Laws, Session of 1917, and Chapter 88 of the Public Laws, Session of 1919, and Chapter 174 of the Public Laws, Session 1931, the same being Sections 6777, 6778, 6779, 6780, 6781, 6782, 6783 and 6784 of the North Carolina Code, relating to the licensing of embalmers and providing for the licensing of funeral directors, upon second reading.

The amendment previously offered by Senator Cogburn, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 35, noes 8, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Eagles, Folger, Frink, Gardner, Gibbs, Gold, Gray, Gregory, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Prince, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—35.

Those voting in the negative are: Senators Bowers, Cogburn, Curtis, Graham, Lumpkin, Rodman, Thomas, Watkins,—8.

S. B. 328, a bill creating a coordinating committee of the North Carolina State College of Agriculture and Engineering and of the North Carolina State Department of Agriculture.

Upon motion of Senator Ward, the bill is re-referred to the Committee on Agriculture.

Upon motion of Senator Clark, the Senate recesses to meet tonight at 8 o'clock.

EVENING SESSION

SENATE CHAMBER,
Wednesday, March 22, 1939

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Sutton, the courtesies of the floor are extended to former Senator Archie C. Gay.

Upon motion of Senator McIntyre, the courtesies of the floor are extended to Solicitor F. E. Carlisle of the 9th Judicial District.

Upon motion of Senator Gold, the courtesies of the galleries are extended to Sheriff L. W. Worsham and Mr. Clark of Rockingham County.

The President extends the courtesies of the floor to Mrs. Clyde R. Hoey, wife of Governor Hoey.

Upon motion of Senator Gray, the courtesies of the floor are extended to Honorable Linville K. Martin of Forsyth County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hughes, for the Committee on Pensions and Soldiers Home:

H. B. 257, a bill to place Mrs. Emily J. Henson, widow of Jesse Henson, a Confederate veteran of Jackson County, on the pension roll, with a favorable report.

H. B. 461, a bill to transfer Mrs. Maggie A. Phelps, widow of a Confederate veteran, of Bertie County, from class "B" to class "A" on the Confederate pension roll, with a favorable report.

H. B. 81, a bill to amend Consolidated Statutes, 5186 (Q), Volume 3, 1924, and to repeal Consolidated Statutes 5186 (S) and 5188 (T), relative to the payment of Confederate pensions, with a favorable report, as amended.

S. B. 254, a bill to place the name of Mrs. M. Williams on the pension roll of Confederate veterans' widows, class "A", of the State of North Carolina, with a favorable report.

S. B. 270, a bill directing the State Auditor to issue and the State Treasurer to pay a pension warrant of one hundred and fifty dollars ($150.00) to Mrs. W. C. Savage, daughter of Mrs. J. A. Caviness, deceased, a Confederate pensioner of Chatham County, with a favorable report.

S. B. 24, a bill to amend Section 16 of Chapter 189, Public Laws of 1921, relating to the time of payment of pensions, with an unfavorable report.

By Senator Corey, for the Committee on Propositions and Grievances:

H. B. 617, a bill to validate tax sales in Bertie County, with a favorable report.

H. B. 691, a bill to validate certain sales of land for taxes and certificates issued in pursuance thereof in Alamance County, with a favorable report.

H. B. 682, a bill regulating Sunday sales outside of incorporated towns in Columbus County, with a favorable report.

S. B. 370, a bill providing for public weigh masters and defining their powers and duties, with a favorable report.

H. B. 487, a bill to repeal Chapter 185, Public Laws 1929, entitled "An act to prevent the burning of timber lands in Onslow County during the months from March to November, inclusive", with a favorable report.

H. B. 580, a bill to prohibit the operation of dance halls in Northampton County on Sunday, with a favorable report.

H. B. 592, a bill requiring sheriffs, police departments and constables to keep a register of confiscated, seized or found articles, and authorizing the sale and disposition thereof, with a favorable report.

H. R. 685, a joint resolution requesting the Commanding General at Fort Bragg, North Carolina, to transmit a bronze likeness of David Crockett to the mayor and town council of the city of San Antonio in the State of Texas, with a favorable report.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

S. B. 263, a bill to amend the charter of the town of Youngsville to provide for the extension of the corporate limits of the town of Youngsville, with a favorable report.

S. B. 323, a bill to amend the charter of the city of Washington, with a favorable report, as amended.

H. B. 467, a bill amending the charter of the town of Oxford, Granville County, extending and enlarging the corporate limits thereof and providing for a special election to ratify same, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Separk, Hatcher and Folger: S. R. 380, a resolution inviting Nelson Eddy, noted baritone of the nation, to appear before the Senate of State of North Carolina on Friday morning, March 24th, 1939.

Upon motion of Senator Separk, the resolution is adopted.

By Senators Long and Spruill: S. B. 381, a bill to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Halifax and Northampton Counties.

Upon motion of Senator Long, the bill is placed upon the Calendar.

By Senator Gardner: S. B. 382, a bill to provide a memorial to Colonel Benjamin Cleveland, an eminent and heroic North Carolinian.

Referred to Committee on Judiciary No. 2.

By Senator McIntyre: S. B. 383, a bill to submit to the qualified voters of Robeson County the method of the selection and election of county commissioners for said county.

Referred to Committee on Judiciary No. 2.

By Senator Morphew: S. B. 384, a bill to amend Section 3346 of Consolidated Statutes of North Carolina and to validate probates before stockholders and directors of corporations.

Referred to Committee on Judiciary No. 1.

By Senator Morphew: S. B. 385, a bill to authorize the establishment of a County Planning Commission for Cherokee County.

Referred to Committee on Judiciary No. 1.

By Senator Smith: S. B. 386, a bill to place the register of deeds of Stanly County on a salary.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Wednesday, March 22, 1939

Mr. President:

Pursuant to your request we are returning herewith for further consideration of your Honorable Body, H. B. No. 720, entitled "to create the office of tax collector of Caswell County, and to fix the salaries of the sheriff and county accountant of said county."

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Warren, the vote by which the bill passed its third reading is reconsidered and the bill is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 320, a bill authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 1, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Price, Prince, Separk, Smith, Taylor, Thomas, Ward, Watkins, Wellons,—35.

Those voting in the negative are: Senator Rodman,—1.

H. B. 468, a bill to amend Section 1890 of the Consolidated Statutes of North Carolina, Volume 1, 1919, as amended by Chapter 106, Public Laws of 1933, relating to the licensing of boats using purse seines or shirred nets, and to fix the license fee for non resident employees on such boats or vessels, upon second reading.

The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Gardner, Graham, Gray, Halstead, Hatcher, Hughes, Joyner, Lumpkin, McIntyre, Morphew, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—36.

S. B. 137, a bill to amend the labor laws, relating to mines and quarries.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 188, a bill to amend Section 5126 of the Consolidated Statutes, relating to liability of warehousemen for proceeds of sale of mortgaged tobacco.

Senator Clark offers an amendment.

Senator Spruill offers an amendment which is adopted.

The amendment offered by Senator Spruill having been adopted, the amendments offered by the Committee and Senator Clark being in conflict with and inclusive of the subject matter of the amendment offered by Senator Spruill, the President holds the amendments offered by the Committee and Senator Clark out of order.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 315, a bill to create a commission to be known as the Cape Fear-Fort Fisher National Park Commission and to provide for the acquisition of lands in the lower Cape Fear region of North Carolina for National Park purposes and to authorize the conveyance of the same and other lands to the United States of America.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 316, a bill to amend Section 3883 of the Consolidated Statutes, as amended, fixing the expenses allowed the Justices of the Supreme Court at an amount equal to that allowed Judges of the Superior Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 330, a bill to amend Section 690 of the Consolidated Statutes, as amended by Chapter 23, Public Laws of 1931, and as further amended by Chapter 26, Public Laws of 1937, validating sales of real property sold under order of court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 348, a bill to amend Consolidated Statutes, Section 3084 (a) with reference to retirement of Judges.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 525, a bill to prescribe minimum rates for life insurance companies.

Passes its second and third readings and is ordered enrolled.

H. B. 545, a bill to amend H. B. 5, entitled "An act to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as the 'Pure Seed Law'", ratified March 1st, 1939.

Passes its second and third readings and is ordered enrolled.

H. B. 603, a bill to describe, define and officially adopt a system of coordinates for designating the positions of points on the surface of the earth within the State of North Carolina: to designate the administrative agency for said system: and to define the powers and duties of this agency.

Passes its second and third readings and is ordered enrolled.

H. B. 620, a bill to amend Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the power to regulate the opening and closing hours of barber shops.

Passes its second and third readings and is ordered enrolled.

H. B. 629, a bill to amend Chapter 242, Public Laws of 1937 and to provide more complete educational advantages in State institutions to needy world war orphans.

Passes its second and third readings and is ordered enrolled.

H. B. 634, a bill to permit certain correctional institutions to make contracts with the office of the United States Attorney General or such necessary federal agency for the care of persons under federal jurisdiction.

Passes its second and third readings and is ordered enrolled.

H. B. 668, a bill to amend Chapter 267 of the Public Laws of 1925, providing for sales of stock, bonds or other securities by executors and administrators.

Passes its second and third readings and is ordered enrolled.

H. B. 759, a bill to amend Chapter 336, Public Laws of North Carolina, Session 1937, relating to the payment to the clerk of the Superior Court of moneys due estates of intestates, and to provide for the administration of the same.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Joyner, the Senate adjourns to meet tomorrow at 12 o'clock M.

SIXTY-EIGHTH DAY

SENATE CHAMBER,
Thursday, March 23, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. E. G. Overton of the Central Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gibbs, the courtesies of the galleries are extended to the seventh grade of the Drewry School of Warren County.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the eighth grades of Knightdale and Cary High Schools of Wake County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to Ben Edwards of Edgecombe County.

Upon motion of Senator Cogburn, the courtesies of the floor are extended to Deacon Green of Buncombe County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to Dr. Vance P. Peery of Lenoir County.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to the seventh grade of the La Grange School and its teachers, Miss Ruth Burke and Mrs. Sam Griffin, of Lenoir County.

Upon motion of Senator Bain, the courtesies of the galleries are extended to students of the Indian Springs School of Wayne County.

CONFERENCE REPORT

Senator Gold for the Conferees appointed to consider the difference arising upon S. B. 143, a bill to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees do hereby report that they have agreed upon a Conference Report and recommend to the Senate and House of Representatives the adoption of the following:

That the House recede from its amendment to Section 4½, line 2, striking out the words "Haywood and Wilkes."

That the Senate accept the House amendment to Section 4½, line 2, striking out the words, "Jackson and Transylvania."

Respectfully submitted,
CHESTER A. COGBURN,
THOMAS J. GOLD,
Conferees on the part of the Senate.
WILLIAM T. HATCHER,
DAN TOMPKINS,
VICTOR S. BRYANT,
Conferees on the part of the House.

Upon motion of Senator Gold, the report of the Committee is adopted, and a message is ordered sent to the House of Representatives informing that Body of such action.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 300, an act to amend Chapter 735, Public Local Laws, 1909, creating Recorder's Court at Belhaven.

S. B. 302, an act to authorize the Board of Commissioners of Beaufort County to employ extra clerical assistance in the offices of the clerk of Superior Court and the Register of Deeds.

S. B. 303, an act to extend time for foreclosure of town of Aulander tax sales certificates.

S. B. 305, an act to amend Chapter 84, Private Laws of 1885, and Chapter 95, Private Laws of 1933, relating to the election of the mayor and commissioners of the town of Aulander, Bertie County.

S. B. 307, an act to authorize municipalities in Wake County to sell lands acquired by foreclosure at public or private sale.

S. B. 324, an act to amend Section 5637 of the Consolidated Statutes of North Carolina, relative to proceeds from the sale of timber in the National Forest in Buncombe County.

H. B. 477, an act to permit the town of Rockingham to turn over Franklin Street in said town to the Highway Commission.

H. B. 512, an act to classify cotton for taxation in Gaston County under the authority of Section 3, Article 5 of the Constitution.

H. B. 644, an act to authorize a revaluation of real property for tax purposes in Lincoln County in 1939.

H. B. 650, an act to create a Civil Service Commission for employees of the city of Raleigh other than the police and the fire departments.

H. B. 713, an act to create a Board of Trustees for the city of Wilmington employees' pension fund, and to establish a fund to be known as the "City of Wilmington Employees' Pension Fund."

H. B. 659, an act to relieve Perquimans County from liability for property damages or personal injuries caused by dogs under Section 1681 of the Consolidated Statutes of 1919.

H. B. 698, an act authorizing and directing the Board of County Commissioners of Mitchell County to pay the premium on the official bond of the clerk of the Superior Court of Mitchell County.

H. B. 703, an act to repeal Chapter 300 of the Public Local Laws of 1931, relating to the importation of hogs into Granville County.

H. B. 706, an act to allow the governing body of the city of Winston-Salem to establish by ordinance a retirement or pension fund for employees.

H. B. 708, an act to amend Chapter 487 of the Public Local Laws of 1937, relating to the sale and use of fireworks in Stanly County.

H. B. 709, an act to amend Section 5090 of the Consolidated Statutes, Volume 2, 1919, relating to junk dealers in Stanly County.

H. B. 711, an act to amend Chapter 374 of the Public Local Laws of 1919, relating to the compensation of the County Commissioners of Lenoir County.

H. B. 715, an act to repeal Chapter 455, Public Local Laws of 1937, relative to the sale of fireworks in Pender County, and to regulate the shooting of fireworks in Pender County.

H. B. 722, an act regulating the operation of pool rooms in Nash County on Sundays.

H. B. 732, an act to extend the term of the auditor of Pasquotank County to four years.

H. B. 749, an act to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Dare County.

H. B. 763, an act to extend the terms of office of treasurer, surveyor, recorder and solicitor of Cleveland County to four years.

H. B. 779, an act to regulate the fees to be collected by the clerk of Superior Court of Swain County.

H. B. 780, an act to extend the terms of office for judge of Recorders Court in Dare County to four years.

H. B. 818, an act to fix and determine bond for the tax collector of Carteret County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 188, a bill to amend Section 5126 of the Consolidated Statutes, relating to liability of warehousemen for proceeds of sale of mortgaged tobacco.

S. B. 137, a bill to amend the labor laws relating to mines and quarries.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Gold, for the Committee on Judiciary No. 1:

H. B. 813, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount and authorizing the construction and operation of a municipal swimming pool, with a favorable report.

H. B. 752, a bill to continue the incorporation of the city of Charlotte and to codify, amend and consolidate the statutes that constitute the charter of the city of Charlotte, and to repeal certain acts and portions of certain acts constituting a part of its present charter, with a favorable report.

S. B. 384, a bill to amend Section 3346 of Consolidated Statutes of North Carolina and to validate probates before stockholders and directors of corporations, with a favorable report.

S. B. 165, a bill amending Chapter 179, Public Laws of 1933, as amended by Chapter 54, Public Laws of 1935, it being "An act to regulate the practice of cosmetic art in the State of North Carolina", with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 386, a bill to place the Register of Deeds of Stanly County on a salary, with a favorable report.

By Senator Halstead, for the Committee on Courts and Judicial Districts:

H. B. 366, a bill to extend the terms of office of the judge of the Recorders Court of Lincoln County, and the solicitor of the Recorders Court of Lincoln County to four years; and to amend Section 1582 of the Consolidated Statutes of 1919, insofar as said section is applicable to the Recorders Court in Lincoln County, with an unfavorable report.

H. B. 734, a bill to amend Section 1608 of the Consolidated Statutes, Volume 3, as amended, relating to County Recorders Court in Alexander County, with a favorable report.

H. B. 679, a bill to amend Section 1600 of Consolidated Statutes, Volume 1, 1919, relating to the establishment of Municipal Recorders Courts, with a favorable report.

H. B. 530, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to terms of court in Lee County, with a favorable report.

By Senator Taylor, for the Committee on Finance:

S. B. 216, a bill to repeal Chapter 414 of Public Laws of 1937, relative to the taxing of dealers of scrap tobacco, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 598, a bill to validate certain outstanding bonds and indebtedness of the county of Lee and to provide for the refunding or funding of such bonds and indebtedness, with a favorable report.

S. B. 361, a bill to amend the Local Government Act in relation to mutilated bonds and bonds registered as to both principal and interest, with a favorable report.

S. B. 363, a bill to classify for taxation in Iredell County under the authority of Section 3, Article 5 of the Constitution, with a favorable report.

S. B. 267, a bill to encourage the extension of the public school term for nine months, or for the operation of a twelfth grade therein, and providing for State participation in the cost thereof, with an unfavorable report.

H. B. 64, a bill to authorize the Revenue Commissioner to refund $244.65 tax paid on gasoline used in the manufacture of furniture, with a favorable report.

H. B. 663, a bill to validate certain bonds heretofore issued by the county of Catawba, and to provide for the payment of said bonds, with a favorable report.

H. B. 686, a bill to amend Chapter 49 of the Public Laws of 1937, relating to the bonds of members of County Boards of Alcoholic Control, with a favorable report.

H. B. 493, a bill authorizing the County Commissioners of Avery County to make adjustments with delinquent taxpayers as to penalties, interest and cost, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Umstead, for the Committee on Counties, Cities and Towns:

H. B. 436, a bill to amend Chapter 14 of the Private Laws of North Carolina, Session 1907, as amended, extending the corporate limits and creating a new ward of the city of Lexington, with an unfavorable report, but with minority report filed.

Senator Frink moves that the report be adopted.

The motion fails to prevail and the bill takes its place upon the unfavorable Calendar.

H. B. 637, a bill to amend Chapter 67, Private Laws of 1901, relative to the charter of the town of Rose Hill, Duplin County, and to repeal Chapter 81, Private Laws of 1909, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Eagles and Rodman: S. B. 387, a bill exempting from the provisions of the Public Laws, relating to inspection of meats, federally inspected meat, packing plants and slaughter houses and the persons, firms or corporations engaged in the business of operating such meat packing plants and slaughter houses.

Referred to Committee on Calendar.

By Senator Barber: S. B. 388, a bill to prohibit the town of Goldston to issue bonds without a vote of the people and to regulate town elections.

Upon motion of Senator Barber, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Boyette: S. B. 389, a bill to amend Section 1296 of the Consolidated Statutes, Volume 1, 1919, relative to special meetings of the Board of County Commissioners of Randolph County.

Upon motion of Senator Boyette, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senator Clark: S. B. 390, a bill to abolish trial by jury in the Recorders Court of Edgecombe County.

Referred to Committee on Calendar.

By Senator Clark: S. B. 391, a bill to amend the charter of the town of Tarboro.

Referred to Committee on Calendar.

By Senators Bain and Joyner: S. B. 392, a bill to provide for the regulation of automobile bodily injury, property damage and collision insurance rates.

Referred to Committee on Calendar.

By Senator Bellamy: S. B. 393, a bill to amend Section 2286 of Consolidated Statutes of North Carolina.

Referred to Committee on Calendar.

By Senator Taylor: S. B. 394, a bill to provide for regulations so as to prohibit unfair trade practices in the administration of the general retail sales tax law, and to authorize the Commissioner of Revenue to make regulations governing the collection of the tax.

Referred to Committee on Calendar.

By Senator Long: S. B. 395, a bill to amend Chapter 86 of the Public Laws of the Extra Session, 1924, as amended by Chapter 291 of 1925, relative to the admission of indigent patients to certain state hospitals.

Referred to Committee on Calendar.

By Senator Clark: S. B. 396, a bill to amend Chapter 420, Private Laws, 1901, relating to the incorporation of the Farmers Mutual Fire Insurance Association of Edgecombe County.

Referred to Committee on Calendar.

By Senator Blythe: S. B. 397, a bill to correct a manifest error in certain previous revenue acts and to authorize adjustment of assessments made thereunder.

Referred to Committee on Calendar.

By Senator Smith: S. B. 398, a bill to appropriate funds for each year of the biennium 1939, 1940 and 1941, for the administration, operation, development and maintenance of state-owned parks.

Referred to Committee on Calendar.

By Senator Bowers: S. B. 399, a bill to amend Chapter 62, Article 1, Section 3201 of the Consolidated Statutes of North Carolina, relating to actions for penalties.

Referred to Committee on Calendar.

By Senator Bowers: S. B. 400, a bill requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor.

Referred to Committee on Calendar.

By Senator Corey: S. B. 401, a bill to repeal Section 4, Sub-section (a) of Chapter 469 of the Public Laws of 1935, and to declare Pitt County drainage district No. 2 solvent and to appoint drainage commissioners for said district and to place that district under the control of drainage commissioners.

Referred to Committee on Calendar.

By Senator Corey: S. B. 402, a bill providing for the retirement of county employees in Pitt County.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 799, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law.

Referred to Committee on Calendar.

H. B. 800, a bill to amend S. B. 60, ratified February 24, 1939, amending Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law.

Referred to Committee on Calendar.

H. B. 170, a bill for the relief of Mrs. Lucy Ida Martin, widow of Gaston Dowd Martin, Confederate veteran.

Referred to Committee on Calendar.

H. B. 292, a bill for the relief of Esther Lena Wilburn, widow of Confederate veteran.

Referred to Committee on Calendar.

H. B. 390, a bill to authorize the county of Cabarrus to erect and equip an addition to Cabarrus County Hospital and to issue bonds therefor.

Referred to Committee on Calendar.

H. B. 490, a bill to place the name of Gilberd Baird, a body servant of Captain W. E. Weaver, on the Confederate pension roll.

Referred to Committee on Calendar.

H. B. 607, a bill to regulate hunting in Ashe County.

Referred to Committee on Calendar.

H. B. 614, a bill to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

Referred to Committee on Calendar.

H. B. 834, a bill validating outstanding indebtedness of the town of Morehead City, authorizing and empowering the Board of Town Commissioners to adjust the town's indebtedness and validating refunding and funding bonds to be issued thereunder.

Referred to Committee on Calendar.

H. B. 815, a bill to amend the charter of the town of Wilson, so as to enlarge the corporate limits of said town and so as to exclude from said corporate limits certain vacant property now within the limits of said town.

Referred to Committee on Calendar.

H. B. 831, a bill to amend Chapter 353 of the Public Local Laws of North Carolina of 1915, relating to the city court of Raleigh, by providing for the appointment of assistant clerk or clerks thereof.

Referred to Committee on Calendar.

H. B. 833, a bill fixing filing fees of candidates in municipal elections in the town of Beaufort.

Referred to Committee on Calendar.

H. B. 627, a bill to provide for the appointment of a county veterinarian in Halifax County and outlining his duties.

Referred to Committee on Calendar.

H. B. 835, a bill to amend Chapter 181, Public Laws 1937, relative to placing on the pension list certain widows of Confederate soldiers in class "B."

Referred to Committee on Calendar.

H. B. 801, a bill to amend S. B. 59, ratified February 15, 1939, amending Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law.

Referred to Committee on Calendar.

H. B. 802, a bill to repeal Chapter 423 of the Public Local Laws of 1931, relating to the posting of notices of meetings of the County Commissioners of Currituck County.

Referred to Committee on Calendar.

H. B. 803, a bill to authorize the County Board of Education of Currituck County to sell certain school property in said county which is no longer used for school purposes, without first advertising and selling the same at public auction.

Referred to Committee on Calendar.

H. B. 645, a bill authorizing the levy of tax for park and recreation purposes by the city of Charlotte upon vote of the qualified voters of the city.

Referred to Committee on Calendar.

H. B. 667, a bill to amend Section 1156 of the Consolidated Statutes, as amended, relative to classes of stock.

Referred to Committee on Calendar.

H. B. 707, a bill to authorize taxing districts, local improvement districts, school districts and cities, counties, towns and villages in North Carolina to avail themselves of the provisions of the Federal Bankruptcy Laws.

Referred to Committee on Calendar.

H. B. 724, a bill regulating the sale of beer and wine in Nash County on Sundays.

Referred to Committee on Calendar.

H. B. 787, a bill to create and establish the Laurinburg administrative unit and to provide for the administration and control thereof.

Referred to Committee on Calendar.

H. B. 797, a bill to amend Chapter 5 of the Public Local Laws of 1937, relating to the duties and salaries of public officers of Northampton County.

Referred to Committee on Calendar.

H. B. 839, a bill to permit the citizens of Bentonville Township, Johnson County, to hold a local tax election for the purpose of erecting a school building.

Referred to Committee on Calendar.

H. B. 849, a bill to ratify former acts of the Board of Commissioners of Lee County and to provide for expenditure of funds for law enforcement.

Referred to Committee on Calendar.

H. B. 886, a bill to have certain county officers of Caswell County to render semiannual reports to the Board of County Commissioners of said county and to have said commissioners publish said reports and other reports and also publish th emonthly expenditures of the Board of County Commissioners of said county.

Referred to Committee on Calendar.

H. B. 821, a bill to amend Sections 3299 and 3305 of the Consolidated Statutes, Volume 3, 1924, relative to probate and registration.

Referred to Committee on Calendar.

H. B. 824, a bill to regulate the operation of and to prohibit public dances on Sunday in Rowan County.

Referred to Committee on Calendar.

H. B. 837, a bill to authorize the recording of a true copy of the original map of the town of Andrews in Cherokee County.

Referred to Committee on Calendar.

H. B. 786, a bill to permit the Governor and the Council of State to settle, adjust or compromise any claims for taxes which the State may have against any of the counties of this State.

Referred to Committee on Calendar.

H. B. 805, a bill to validate the acts of E. H. Chappell as Justice of the Peace.

Referred to Committee on Calendar.

H. B. 806, a bill to amend Chapter 640 of the Public Local Laws of 1915, relating to the Recorders Court for the town of La Grange and Moseley Hall Township in Lenoir County.

Referred to Committee on Calendar.

S. B. 256, a bill to amend Chapter 413 of the Public Laws of 1937, re-

lating to the courts of Rockingham County, for concurrence in the House amendment.

Upon motion of Senator Prince, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 29, a bill to provide educational facilities for the patients at the North Carolina Orthopedic Hospital at Gastonia, North Carolina.

Referred to Committee on Calendar.

H. B. 883, a bill to amend Sections 4882, 4883, 4885, 4886 and 4892, Consolidated Statutes of 1919, providing for indemnity for cattle slaughtered on account of being affected with tuberculosis and paratuberculosis so as to include Bang's disease.

Referred to Committee on Calendar.

H. B. 884, a bill to fix the time and place for the advertisement and sale of lands for taxes in the town of Gibsonville.

Referred to Committee on Calendar.

House Substitute for S. B. 226, a bill relative to the title to the land built up and constructed in the town of Wrightsville Beach in the county of New Hanover as a result of certain erosion control work in said town.

Referred to Committee on Calendar.

H. B. 737, a bill to repeal Chapter 264, Public Local Laws, 1929, relative to the collection of back taxes in New Hanover County.

Referred to Committee on Calendar.

H. B. 775, a bill to amend Chapter 504, Public Local Laws of 1933, same being "An act to abolish the office of auditor of Stokes County and to amend Chapter 483, Public Local Laws, 1931, relating to clerk hire for the clerk of Superior Court of said county.

Referred to Committee on Calendar.

H. B. 847, a bill to extend the terms of office of the judge and prosecuting attorney of the Recorders Court of Sampson County and to provide for the election of the prosecuting attorney of said county.

Referred to Committee on Calendar.

H. B. 874, a bill to provide for the nomination and election of members of the Board of Education of Robeson County.

Referred to Committee on Calendar.

H. B. 876, a bill to amend Chapter 82, Public Local Laws of 1933, relating to Recorders Court of Lexington.

Referred to Committee on Calendar.

H. R. 515, a joint resolution to authorize and impower the Governor of

North Carolina to name and appoint a commission of seven members, to serve without compensation, for the purpose of determining ways and means of providing more suitable and adequate instruction in the public schools for exceptional children and to make recommendations to the Governor and General Assembly of 1940.

Referred to Committee on Calendar.

H. B. 838, a bill to provide for the appointment of trustees for the Andrews city administrative school unit.

Referred to Committee on Calendar.

H. B. 844, a bill to amend Chapter 281, Public Laws, 1933, exempting Jackson County from the provision of Chapter 160, Public Laws, 1933, relating to crop liens and federal chattel mortgages.

Referred to Committee on Calendar.

H. B. 845, a bill relating to the terms of Superior Court for Jackson County.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Thursday, March 23, 1939

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted Conference Report on S. B. 143, entitled "to regulate the publication of legal notices and other legal and public advertisements, and to define newspapers in which such notices and advertisements shall be published," to the end that if a similar report is adopted by your Honorable Body you may order the bill enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk.

The conference report having been adopted by the Senate, the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 340, a bill to repeal Chapter 61, Public Local and Private Laws of North Carolina, Session 1931, relating to the charter of the town of Robbinsville in Graham County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine,

Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered sent to the House of Representatives.

H. B. 553, a bill to amend the charter of the town of Creswell in Washington County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 596, a bill to amend Chapter 86, Private Laws of 1887, relative to the charter of the town of Taylorsville, Alexander County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 640, a bill to amend the charter of the city of Elizabeth City, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 646, a bill to amend Chapter 30 of the Private Laws of 1913, relating to the charter of the town of Bessemer City, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 664, a bill to amend Chapter 307, Private Laws of 1905, and Chapter 3, Private Laws, Extra Session 1921, relating to the charter of Lenoir Rhyne College at Hickory, Catawba County, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 665, a bill to dissolve the charter of Mont Amoena Female Seminary, Mount Pleasant, North Carolina, and to repeal Chapter 58, Private Laws, 1891, and Chapter 2, Private Laws, Extra Session 1921, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 666, a bill to amend Chapter 357, Private Laws 1909, and Chapter 1, Private Laws, Extra Session, 1921, relating to the charter of North Carolina College, Mount Pleasant, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council,

Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 683, a bill to require the clerk of the Superior Court of Alexander County to file and preserve all papers and proceedings before him or belonging to the court and to keep a proper index thereof, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 719, a bill to amend Chapter 380, Private Laws of 1915, and amendments thereto, relative to the charter of the town of Sanford, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 762, a bill to authorize the Lenoir city administrative unit a special bond tax unit located in Caldwell County, to hold special elections on the question of issuing school improvement bonds and the levying of sufficient taxes to pay the principal and interest on such bonds upon the terms and conditions herein set out, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

S. B. 263, a bill to amend the charter of the town of Youngsville to provide for the extension of the corporate limits of the town of Youngsville, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

S. B. 323, a bill to amend the charter of the city of Washington, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

S. B. 381, a bill to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Halifax and Northampton Counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 373, a bill to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery and other counties and making same applicable to Orange County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray,

Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 467, a bill amending the charter of the town of Oxford, Granville County extending and enlarging the corporate limits thereof and providing for a special election to ratify same, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 561, a bill to prescribe the fees for the office of clerk of the Superior Court of Wayne County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 564, a bill to continue the corporated existence of Woodlawn Community, Incorporated, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 586, a bill to provide a special annual tax levy for Mecklenburg County for the maintenance and support of public libraries, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Mor-

phew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 613, a bill to facilitate the collection of taxes and assessments in Carteret County and its subdivisions, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 700, a bill to amend Chapter 45 of the Private Laws of 1931, relating to the charter of the town of Chapel Hill, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 723, a bill relating to drainage in the city of Rocky Mount and to amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 739, a bill to extend the jurisdiction of police officers of the town of Asheboro, in Randolph County, to include all that territory situate within two miles of the corporate limits of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Mor-

phew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 745, a bill to amend Chapter 25, Private Laws, Extra Session 1913, relating to the town of Fair Bluff in Columbus County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 746, a bill to amend the charter of the town of Brunswick in Columbus County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 747, a bill to amend Chapter 124 of the Private Laws of 1901, being the charter of the town of Laurinburg, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 757, a bill to extend the corporate limits of the city of Concord, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—44.

H. B. 720, a bill to create the office of tax collector of Caswell County and to fix the salaries of the sheriff and county accountant of said county, upon third reading.

Upon motion of Senator Warren, the vote by which the amendment previously offered by himself was adopted is reconsidered and the amendment is withdrawn.

Senator Warren offers a second amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 310, a bill to validate sales of land for taxes; to authorize and empower the Board of Commissioners of Surry County to adjust, compromise and settle taxes levied for years prior to 1938.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 329, a bill to regulate the hunting of foxes in Granville County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 334, a bill to establish a schedule of fees for the Justices of the Peace of Pasquotank and Camden Counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 356, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, as amended by Chapter 29, Public Laws 1937, relating to the courts of Jones County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 358, a bill to amend Section 1681 of the Consolidated Statutes, relating to the payment for damage caused by dogs to sheep and turkeys or other property in Cabarrus County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 360, a bill to amend Chapter 218 of the Public Local Laws of 1929, relating to Chairman of Board of County Commissioners of Burke County, and to place him on a part-time basis.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 379, a bill to amend Section 1443 of the Consolidated Statutes of North Carolina, as amended by Chapter 387 of the Public Laws of 1937, relating to the terms of the Superior Court in Franklin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 239, a bill to increase the members of the Board of Education, Pasquotank County.

Senator Hughes offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 482, a bill to repeal Chapter 119 of the Public Local Laws of 1923, relating to public roads in Haywood County.

Passes its second and third readings and is ordered enrolled.

H. B. 487, a bill to repeal Chapter 185, Public Laws 1929, entitled "An act to prevent the burning of timber lands in Onslow County during the months from March to November, inclusive."

Passes its second and third readings and is ordered enrolled.

H. B. 580, a bill to prohibit the operation of dance halls in Northampton County on Sunday.

Passes its second and third readings and is ordered enrolled.

H. B. 617, a bill to validate tax sales in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 658, a bill to place Back Swamp Township, Robeson County, in the county commissioner's district containing Britts, Lumberton, Orrum, Sterlings, Wisharts and Smyrna Townships.

Passes its second and third readings and is ordered enrolled.

H. B. 682, a bill regulating Sunday sales outside of incorporated towns in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 688, a bill to provide for the appointment of a rabies inspector in Hyde County and the collection of dog taxes in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 691, a bill to validate certain sales of land for taxes and certificates issued in pursuance thereof in Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 705, a bill to enlarge the term of office for Register of Deeds in Rowan County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 710, a bill to facilitate the collection of taxes in Lenoir County.

Passes its second and third readings and is ordered enrolled.

H. B. 714, a bill to amend Chapter 144 of the Private Laws of North Carolina of 1913, relative to the jurisdiction of the mayor of North Wilkesboro.

The bill fails to pass its second reading.

H. B. 750, a bill to amend Chapter 49, Public Laws of 1937, as to method of selection of County Board of Alcoholic Control in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 769, a bill to provide a standard form of deeds of trust for Building and Loan Associations operating in New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 781, a bill to empower the Wilmington Port Commission to apply to the proper agency of the government of the United States for a grant to the Wilmington Port Commission of the privilege of establishing, operating and maintaining a foreign trade zone within the port of Wilmington and to empower the Wilmington Port Commission to comply with the laws, rules and regulations prescribed by the government of the United States for the establishment and maintenance of such zones.

Passes its second and third readings and is ordered enrolled.

H. B. 855, a bill to name the members of the Board of Education of Northampton County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Smith, the Senate recesses to meet this afternoon at 3:30 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Thursday, March 23, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Ballentine, Alice Sanders, daughter of Mrs. Foy Edwards, Chief Engrossing Clerk of the Senate, is made an honorary page of the Senate.

Upon motion of Senator Lumpkin, the courtesies of the galleries are extended to Mr. W. T. Moss of Franklin County.

Upon motion of Senator Umstead, the courtesies of the floor are extended to Mrs. H. J. Hatcher, wife of Senator Hatcher of Burke County.

Upon motion of Senator Umstead, Howell John Hatcher, Jr. and Franklin

Adair Hatcher, sons of Senator Hatcher of Burke County, are made honorary pages of the Senate.

Upon motion of Senator Morphew, the courtesies of the galleries are extended to Sheriff Fred S. Martin and Deputy Sheriff Clarence Cooper of Graham County.

Pursuant to S. R. 380, a resolution inviting Nelson Eddy, noted baritone of the nation, to appear before the Senate of State of North Carolina on Friday morning, March 24th, the President appoints as a Committee to escort Mr. Eddy to the Senate Chamber, Senators Separk, Hatcher and Folger.

Upon motion of Senator Bruton, the vote by which H. B. 714, a bill to amend Chapter 144 of the Private Laws of North Carolina of 1913, relating to the jurisdiction of the mayor of North Wilkesboro, failed to pass its second reading is reconsidered and the bill is placed upon the Calendar.

Upon motion of Senator Frink, House substitute for S. B. 65, a bill to amend Chapter 339 of the Public Laws of 1937, relative to search and seizure, is taken from the Committee on Judiciary No. 1 and placed upon the Calendar.

Senator Jewell moves that S. B. 204, a bill making it unlawful for any person, firm or corporation to deduct from the wages or salary of any employee in Richmond County, North Carolina, any sums of money for any purpose except as herein provided for and providing penalties for the violation thereof, be taken from the unfavorable Calendar and placed upon the Calendar.
The motion fails to prevail.

APPOINTMENT OF SPECIAL COMMITTEE

Pursuant to the authority given in Chapter 374 of the Public Laws of the Session of the General Assembly of 1937, the President of the Senate appoints the following as the Senate Committee on Interstate Cooperation: Senators Frink, Chairman; Boyette, Council, Hatcher and Palmer.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Joyner, for the Committee on Judiciary No. 2.

S. B. 383, a bill to submit to the qualified voters of Robeson County the method of the selection and election of county commissioners for said county, with a favorable report.

H. B. 632, a bill to allow removals from one magistrate to another where incorporated towns are situated in more than one township, with a favorable report.

S. B. 373, a bill to amend Chapter 129, Section 7661, of the Consolidated Statutes and acts amendatory thereof, in relation to the distribution of State Laws, Journals and other Public documents to the Libraries of Wake Forest and Davidson College, with a favorable report.

S. B. 376, a bill to amend Section 10 of Chapter 89 of the Public Laws of 1931, relating to the Burke County Criminal Court, with a favorable report.

S. B. 385, a bill to authorize the establishment of a County Planning Commission for Cherokee County, with a favorable report.

S. B. 382, a bill to provide a memorial to Colonel Benjamin Cleveland, an eminent and heroic North Carolinian, with a favorable report.

H. B. 773, a bill to amend the charter of the town of Highlands in Macon County, and to provide for its government and for other purposes, with a favorable report.

S. B. 377, a bill to validate certain defective probates of deeds by a deputy clerk of the Superior Court where the clerk of the Superior Court of said county is a party to said deed, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Gregory, Eagles, Jewell, Palmer, Frink, Council and Blythe: S. B. 403, a bill to make legal the use of sound trucks, in any county, in political campaigns for Governor.

Referred to Committee on Calendar.

By Senator Morphew: S. B. 404, a bill relative to the appointment of a school board for the Robbinsville local school district and defining its powers and duties.

Upon motion of Senator Morphew, the bill is placed upon the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, March 23, 1939.

Mr. President:

Pursuant to your request we are returning herewith S. B. No. 232, entitled "to prohibit the adulteration and misbranding of foods, drugs, cosmetics and devices; to prohibit false advertisement of the same, and to render the provisions of the State Law and the enforcement and administration of the same uniform with federal legislation, enforcement and administration on the subject, and other purposes", for further consideration by your Honorable Body.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Umstead, the vote by which the bill passed its third reading is reconsidered and the bill is taken up for immediate consideration.

Senator Umstead offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, without engrossment by special messenger.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 225, a bill to regulate the sale of nursery stock where guarantees are made.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection by Senator Rodman to its third reading, the bill remains on the Calendar.

H. B. 226, a bill to extend the powers of the Commissioner and the State Board of Agriculture, relative to the control and regulation of the honey and bee industry in this State.

Passes its second and third readings and is ordered enrolled.

H. B. 257, a bill to place Mrs. Emily J. Henson, widow of Jesse Henson, a confederate veteran of Jackson County, on the pension roll.

Passes its second and third readings and is ordered enrolled.

H. B. 461, a bill to transfer Mrs. Maggie A. Phelps, widow of a confederate veteran, of Bertie County, from class "B" to class "A" on the confederate pension roll.

Passes its second and third readings and is ordered enrolled.

S. B. 317, a bill to change the name of the Elizabeth City State Normal School at Elizabeth City to the Elizabeth City State Teachers College, and to provide advanced courses of instruction for elementary teachers and principals.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 335, a bill to make the terms of office of certain officers of courts inferior to the Superior Court, except municipal courts and justices of the peace, four years as to all officers elected in 1940 and quadrennially thereafter.

The bill passes its second reading.

Upon objection by Senator Gregory to its third reading, the bill remains on the Calendar.

H. B. 81, a bill to amend Consolidated Statutes 5168 (Q), Volume 3, 1924, and to repeal Consolidated Statutes 5168 (S) and 5168 (T), relative to the payment of confederate pensions.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. R. 362, a joint resolution to provide a deficiency appropriation for the commission on revision of the laws of North Carolina, relating to estates.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 513, a bill to authorize the Governor to appoint a commission to consider the relief of Swain County by reason of its losses by the establishment of the Great Smoky Mountains National Park.

Senator Cogburn offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 524, a bill to repeal Chapter 206 of the Public Laws of 1931, relating to the classification of eggs and the regulation of the sale thereof.

Senator Ballentine offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 532, a bill to repeal Chapter 444 of the Public Laws of 1937, relating to profit on certain sales of electricity by one municipality to another.

Passes its second and third readings and is ordered enrolled.

H. B. 592, a bill requiring sheriffs, police departments and constables to keep a register of confiscated, seized or found articles, and authorizing the sale and disposition thereof.

Passes its second and third readings and is ordered enrolled.

H. R. 652, a joint resolution to provide for giving instructions in safety education in public schools.

Passes its second and third readings and is ordered enrolled.

H. R. 685, a joint resolution requesting the Commanding General at Fort Bragg, North Carolina, to transmit a bronze likeness of David Crockett to the mayor and town council of the city of San Antonio in the State of Texas.

Passes its second and third readings and is ordered enrolled.

H. B. 718, a bill to further regulate the acquisition, holding and transfer of title to property by religious societies and denominations, and to validate certain transfers of title.

Passes its second and third readings and is ordered enrolled.

H. B. 728, a bill to change the name of the Fayetteville State Normal

School at Fayetteville to the Fayetteville State Teachers College, and to provide advanced courses of instruction for elementary teachers and principals.

Passes its second and third readings and is ordered enrolled.

H. R. 738, a joint resolution to pay the expenses of the Committee on Penal Institutions from the House of Representatives and the Senate visiting the prison camp at Marion, McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 756, a bill to amend Section 5181 of the Consolidated Statutes, relating to federal savings and loan associations.

Passes its second and third readings and is ordered enrolled.

S. B. 287, a bill to prevent the exclusion of any person from any State institution of higher education because of sex.

The bill passes its second reading.

Upon objection by Senator Umstead to its third reading, the bill remains on the Calendar.

S. B. 270, a bill directing the State Auditor to issue and the State Treasurer to pay a pension warrant of one hundred and fifty dollars ($150.00) to Mrs. W. C. Savage, daughter of Mrs. J. A. Caviness, deceased, a confederate pensioner of Chatham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 339, a bill to amend Chapter 319 of the Public Laws of 1933, relating to the regulation of the sale of certain beverages.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 254, a bill to place the name of Mrs. Lillie M. Williams on the pension roll of confederate veterans' widows, class "A" of the State of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 355, a bill to provide penalties for using, manufacturing, selling or giving away tokens, slugs, or spurious coins for the fraudulent operation of vending machines, coin box telephones or other receptacles, designed to receive lawful coins of the United States of America, in the sale, use or enjoyment of property or service.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyances by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of Statutes in conflict therewith.

The bill passes its second reading.

Senator Prince objects to its third reading.

Senator Gold moves that the rules be suspended and the third reading of the bill be immediately considered.

The motion fails to prevail and the bill remains on the Calendar.

H. B. 771, a bill to authorize joint acquisition, construction, improvement, maintenance and operation of sewerage works by adjoining or adjacent municipal corporations and to authorize the financing of such works, upon second reading.

The bill passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Separk, Smith, Spruill, Sutton, Umstead, Ward, Warren, Wellons,—38.

H. B. 714, a bill to amend Chapter 144 of the Private Laws of North Carolina of 1913, relative to the jurisdiction of the mayor of North Wilkesboro.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SIXTY-NINTH DAY

SENATE CHAMBER,
Friday, March 24, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gibbs, the courtesies of the floor are extended to former Senator McDuffie of Vance County.

Upon motion of Senator Graham, the courtesies of the floor are extended to Mrs. Luke Stevens of Camden County.

Upon motion of Senator Bain, the courtesies of the galleries are extended to the fifth grade of the Goldsboro School of Wayne County.

Upon motion of Senator Wellons, the courtesies of the galleries are extended to the seventh grade of the Benson School of Johnston County.

Upon motion of Senator Boyette, the courtesies of the galleries are extended to Mrs. E. H. Bellamy, wife of Senator Bellamy of New Hanover County, and their daughter.

Upon motion of Senator Cogburn, the courtesies of the galleries are extended to Mrs. R. D. Coleman of Haywood County.

Upon motion of Senator Lumpkin, the courtesies of the galleries are extended to the eighth grade of the Franklinton School of Franklin County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to Honorable Kerr Scott, Commissioner of Agriculture.

Upon motion of Senator Boyette, the courtesies of the floor are extended to former Senator U. L. Spence of Moore County.

Upon motion of Senator Gardner, the courtesies of the galleries are extended to the ninth grade of the High Point High School and its teachers, Mr. Jackson and Mr. Smith.

Upon motion of Senator Austin, the courtesies of the floor are extended to Congressman R. A. Doughton of Alleghany County.

Upon motion of Senator Umstead, Phyllis Ann Cogburn, daughter of Senator Cogburn of Haywood County, is made an honorary page of the Senate.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 13, an act to raise revenue.

S. B. 256, an act to amend Chapter 413 of the Public Laws of 1937, relating to the courts of Rockingham County.

S. B. 277, an act authorizing the Department of Conservation and Development to negotiate for, purchase and operate the Marmon Fish Hatchery in Avery County.

S. B. 281, an act to require all persons buying poultry, cattle, swine and home cured meats to keep a record of purchases and preventing purchases after sundown in Pitt County.

H. B. 110, an act to provide for absentee electors to vote in general elections, and to repeal all existing laws relating to absentee voting by absentee ballots.

H. B. 482, an act to repeal Chapter 119 of the Public Local Laws of 1923, relating to public roads in Haywood County.

H. B. 487, an act to repeal Chapter 185, Public Laws, 1929, entitled "An act to prevent the burning of timber lands in Onslow County during the months from March to November, inclusive".

H. B. 525, an act to prescribe minimum rates for life insurance companies.

H. B. 545, an act to amend H. B. 5, entitled "An act to amend Chapter 194 of the Public Laws of 1929, as amended by Chapter 300 of the Public Laws of 1937, known as the 'Pure Seed Law'," ratified March 1, 1939.

H. B. 553, an act to amend the charter of the town of Creswell in Washington County.

H. B. 580, an act to prohibit the operation of dance halls in Northampton County on Sunday.

H. B. 596, an act to amend Chapter 86, Private Laws of 1887, relative to the charter of the Town of Taylorsville, Alexander County.

H. B. 603, an act to describe, define, and officially adopt a system of coordinates for designating the positions of points on the surface of the earth within the State of North Carolina; to designate the administrative agency for said system, and to define the powers and duties of this agency.

H. B. 617, an act to validate tax sales in Bertie County.

H. B. 620, an act to amend Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the power to regulate the opening and closing hours of barber shops.

H. B. 629, an act to amend Chapter 242, Public Laws of 1937, and to provide more complete educational advantages in State institutions to needy world war orphans.

H. B. 634, an act to permit certain correctional institutions to make contracts with the office of the United States Attorney General or such necessary federal agency for the care of persons under federal jurisdiction.

H. B. 640, an act to amend the charter of the city of Elizabeth City.

H. B. 646, an act to amend Chapter 30 of the Private Laws of 1913, relating to the charter of the town of Bessemer City.

H. B. 658, an act to place Back Swamp Township, Robeson County, in the county commissioner's district containing Britts, Lumberton, Orrum, Sterlings, Wisharts and Smyrna Townships.

H. B. 664, an act to amend Chapter 307, Private Laws of 1905, and Chapter 3, Private Laws, Extra Session, 1921, relating to the charter of Lenoir Rhyne College at Hickory, Catawba County, North Carolina.

H. B. 665, an act to dissolve the charter of Mont Amoena Female Seminary, Mount Pleasant, North Carolina, and to repeal Chapter 58, Private Laws, 1891, and Chapter 2, Private Laws, Extra Session, 1921.

H. B. 666, an act to amend Chapter 357, Private Laws, 1909, and Chapter

1, Private Laws, Extra Session, 1921, relating to the charter of North Carolina College, Mount Pleasant, North Carolina.

H. B. 668, an act to amend Chapter 267 of the Public Laws of 1925, providing for sales of stock, bonds or other securities by executors and administrators.

H. B. 682, an act regulating Sunday sales outside of incorporated towns in Columbus County.

H. B. 683, an act to require the clerk of the Superior Court of Alexander County to file and preserve all papers and proceedings before him or belonging to the court, and to keep a proper index thereof.

H. B. 688, an act to provide for the appointment of a rabies inspector in Hyde County and the collection of dog taxes in said county.

H. B. 691, an act to validate certain sales of land for taxes and certificates issued in pursuance thereof in Alamance County.

H. B. 705, an act to enlarge the term of office for Register of Deeds in Rowan County to four years.

H. B. 710, an act to facilitate the collection of taxes in Lenoir County.

H. B. 719, an act to amend Chapter 380, Private Laws of 1915, and amendments thereto, relative to the charter of the town of Sanford, North Carolina.

H. B. 750, an act to amend Chapter 49, Public Laws of 1937, as to method of selection of county board of alcoholic control, in Dare County.

H. B. 759, an act to amend Chapter 336, Public Laws of North Carolina, Session 1937, relating to the payment to the clerk of the Superior Court of moneys due estates of intestates, and to provide for the administration of the same.

H. B. 781, an act to empower the Wilmington Port Commission to apply to the proper agency of the Government of the United States for a grant to the Wilmington Port Commission of the privilege of establishing, operating and maintaining a foreign trade zone within the port of Wilmington, and to empower the Wilmington Port Commission to comply with the laws, rules and regulations prescribed by the Government of the United States for the establishment and maintenance of such zones.

H. B. 855, an act to name the members of the Board of Education of Northampton County.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 310, a bill to validate sales of lands for taxes; to authorize and empower the Board of Commissioners of Surry County to adjust, compromise and settle unpaid taxes levied for years prior to 1938.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clark, for the Committee on Agriculture:

S. B. 369, a bill to amend Chapter 53 of the Public Laws of 1927, and to repeal Chapters 196 of the Public Laws of 1929 and 233 of the Public Laws of 1933, relating to the manufacture and sale of insecticides and fungicides in North Carolina, with a favorable report.

S. B. 374, a bill to amend the fertilizer, feed, and cotton seed meal laws, with a favorable report.

S. B. 328, a bill creating a coordinating committee of the North Carolina State College of Agriculture and Engineering and of the North Carolina State Department of Agriculture, with a favorable report, as amended.

S. B. 349, a bill to amend Chapter 229 of the Public Laws of 1931, relative to the manufacture and sale of oleomargarine, with a favorable report.

S. B. 359, a bill to appropriate funds for research work at the agricultural experiment station, with a favorable report.

S. B. 366, a bill to provide for the keeping of creamery and milk products plant records and making reports thereof to the State Department of Agriculture, with a favorable report.

By Senator Austin, for the Committee on Library:

S. B. 364, a bill to promote the happiness and culture of the people of North Carolina by encouraging and promoting library facilities for use in the rural communities in the State, with a favorable report.

By Senator Long, for the Committee on Public Health:

S. B. 336, a bill to create a State Board of Naturopathic Examiners and to regulate the practice of naturopathy in North Carolina, reported without prejudice.

S. B. 357, a bill to amend Chapter 109 of the Public Laws of 1913, relating to vital statistics, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 331, a bill to amend Chapter 6 of the Public Local and Private Laws, Session 1840-41 of the General Assembly of North Carolina, relative to the appointment of trustees for Rex Hospital, with a favorable report, as amended.

By Senator Rodman, for the Committee on Appropriations:

S. B. 4, a bill to provide for the establishment of a nautical school for the State of North Carolina, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 246, a bill to reimburse David H. Jones for loss of a horse killed by a State of North Carolina Highway and Public Works Commission truck in Robeson County, with an unfavorable report.

S. B. 159, a bill for the relief of Jack Ammons and Marion Ammons, with an unfavorable report.

S. B. 311, a bill to create a commission to be known as the North Carolina Cape Hatteras Seashore Commission and to provide for the acquisition of lands in the Cape Hatteras region of North Carolina for national seashore purposes, and to authorize the conveyance of the same and other lands to the United States of America, with a favorable report.

By Senator Rodman, for the Committee on Calendar:

H. B. 29, a bill to provide educational facilities for the patients at the North Carolina Orthopedic Hospital at Gastonia, North Carolina, with a favorable report.

H. B. 170, a bill for the relief of Mrs. Lucy Ida Martin, widow of Gaston Dowd Martin, confederate veteran, with an unfavorable report.

H. B. 292, a bill for the relief of Esther Lena Wilburn, widow of confederate veteran, with an unfavorable report.

H. B. 390, a bill to authorize the county of Cabarrus to erect and equip an addition to Cabarrus County Hospital and to issue bonds therefor, with a favorable report.

H. B. 490, a bill to place the name of Gilberd Baird, a body servant of Captain W. E. Weaver, on the confederate pension roll, with an unfavorable report.

H. R. 515, a joint resolution to authorize and empower the Governor of North Carolina to name and appoint a commission of seven members, to serve without compensation, for the purpose of determining ways and means of providing more suitable and adequate instruction in the public schools for exceptional children, and to make recommendations to the Governor and General Assembly of 1941, with a favorable report.

H. B. 627, a bill to provide for the appointment of a county veterinarian in Halifax County and outlining his duties, with a favorable report.

H. B. 775, a bill to amend Chapter 504, Public Local Laws of 1933, same being "An act to abolish the office of auditor of Stokes County and to amend Chapter 483, Public Local Laws, 1931, relating to clerk hire for the clerk of the Superior Court of said county", with a favorable report.

H. B. 786, a bill to permit the Governor and the Council of State to settle, adjust, or compromise any claims for taxes which the State may have against any of the counties of this State, with a favorable report.

H. B. 797, a bill to amend Chapter 5 of the Public Local Laws of 1937, relating to the duties and salaries of public officers of Northampton County, with a favorable report.

H. B. 799, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law, with a favorable report.

H. B. 803, a bill to authorize the County Board of Education of Currituck County to sell certain school property in said county which is no longer used for school purposes, without first advertising and selling the same at public auction, with a favorable report.

H. B. 805, a bill to validate the acts of E. H. Chappell as Justice of the Peace, with a favorable report, as amended.

H. B. 821, a bill to amend Sections 3299 and 3305 of the Consolidated Statutes, Volume 3, 1924, relative to probate and registration, with a favorable report.

H. B. 824, a bill to regulate the operation of and to prohibit public dances on Sunday in Rowan County, with a favorable report.

H. B. 831, a bill to amend Chapter 353 of the Public Local Laws of North Carolina of 1915, relating to the city court of Raleigh, by providing for the appointment of assistant clerk or clerks thereof, with a favorable report.

H. B. 833, a bill fixing filing fees of candidates in municipal elections in the town of Beaufort, with a favorable report.

H. B. 834, a bill validating outstanding indebtedness of the town of Morehead City, authorizing and empowering the Board of Town Commissioners to adjust the town's indebtedness and validating refunding and funding bonds to be issued thereunder, with a favorable report.

H. B. 835, a bill to amend Chapter 181, Public Laws, 1937, relative to placing on the pension list certain widows of confederate soldiers in class "B", with an unfavorable report.

H. B. 837, a bill to authorize the recording of a true copy of the original map of the town of Andrews in Cherokee County, with a favorable report.

H. B. 844, a bill to amend Chapter 281, Public Laws, 1933, exempting Jackson County from the provisions of Chapter 160, Public Laws, 1933, relating to crop liens and federal chattel mortgages, with a favorable report.

H. B. 845, a bill relating to the terms of Superior Court for Jackson County, with a favorable report.

H. B. 884, a bill to fix the time and place for the advertisement and sale of lands for taxes in the town of Gibsonville, with a favorable report.

S. B. 395, a bill to amend Chapter 86 of the Public Laws of the Extra Session, 1924, as amended by Chapter 291 of the Public Laws of 1925, relative to the admission of indigent patients to certain State hospitals, with a favorable report.

S. B. 399, a bill to amend Chapter 62, Article 1, Section 3201 of the Consolidated Statutes of North Carolina, relating to actions for penalties, with a favorable report.

S. B. 400, a bill requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor, with a favorable report.

S. B. 401, a bill to repeal Section 4, Sub-section (a) of Chapter 469 of the Public Laws of 1935, and to declare Pitt County drainage district No. 2 solvent and to appoint drainage commissioners for said district and to place that district under the control of drainage commissioners, with a favorable report.

S. B. 403, a bill to make legal the use of sound trucks, in any county, in political campaigns for governor, with an unfavorable report.

H. B. 800, a bill to amend S. B. 60, ratified February 24, 1939, amending Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law, with a favorable report.

H. B. 801, a bill to amend S. B. 59, ratified February 15, 1939, amending Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law, with a favorable report.

H. B. 645, a bill authorizing the levy of tax for park and recreation purposes by the city of Charlotte upon vote of the qualified voters of the city, with a favorable report.

H. B. 667, a bill to amend Section 1156 of the Consolidated Statutes, as amended, relative to classes of stock, with a favorable report.

H. B. 707, a bill to authorize taxing districts, local improvement districts, school districts and cities, counties, towns and villages in North Carolina to avail themselves of the provisions of the federal bankruptcy laws, with a favorable report.

S. B. 387, a bill exempting from the provisions of the Public Laws relating to inspection of meats federally inspected meat packing plants and slaughter houses and the persons, firms or corporations engaged in the business of operating such slaughter houses, with a favorable report.

S. B. 390, a bill to abolish trial by jury in the Recorders Court of Edgecombe County, with a favorable report.

S. B. 393, a bill to amend Section 2286 of Consolidated Statutes of North Carolina, relating to appointment of guardians, with a favorable report.

S. B. 394, a bill to provide for regulations so as to prohibit unfair trade practices in the administration of the general retail sales tax law, and to authorize the Commissioner of Revenue to make regulations governing the collection of the tax, with a favorable report.

By Senator Morphew, for the Committee on Election Laws:

H. B. 146, a bill to amend Chapter 165 of the Public Laws of North Carolina, Session 1933, as amended, and that section of said chapter designated as Consolidated Statutes, 5932, and that section designated as Consolidated Statutes, 6023, relating to the election laws, with a favorable report, as amended.

H. B. 600, a bill to set the salary and members of the Board of County Commissioners of Madison County, with a favorable report.

H. B. 599, a bill to amend Section 6018 of the Consolidated Statutes of North Carolina, so as to change the date of primary elections to the last Saturday in May, with a favorable report.

H. B. 107, a bill to repeal Sections 6055 (a 26) and 6055 (a 27) of the Consolidated Statutes, relating to markers and assistance to voters in elections and primaries, and providing for assistance to handicapped voters, with an unfavorable report, but with minority report filed.

Senator Lumpkin moves that the minority report be adopted.

Upon the adoption of the report, Senator Umstead calls for the ayes and noes.

The call is sustained.

The report is adopted, ayes 26, noes 13, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Gibbs, Graham, Gregory, Long, Lumpkin, McIntyre, Morphew, Palmer, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Wellons,—26.

Those voting in the negative are: Senators Bain, Barber, Folger, Frink, Gardner, Gray, Hughes, Joyner, Price, Prince, Smith, Ward, Watkins,—13.

The bill takes its place upon the favorable Calendar.

S. B. 368, a bill to amend Section 187 of the Private Laws of 1933 to make the provisions thereof applicable to the nomination of candidates and election of officers in the town of Murphy, with a favorable report.

H. B. 591, a bill to amend Chapter 103 of the Private Laws of 1883, relative to elections in the town of Maiden, North Carolina, with a favorable report.

By Senator Taylor, for the Committee on Finance:

S. B. 276, a bill to regulate certain practices and to impose a tax upon manufacturers of candy and similar products who consign same with individuals or persons other than licensed wholesale or retail merchants in North Carolina, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 647, a bill to amend Chapter 126 of the Public Laws of 1935, being "An act providing for the extension of assessments, with a favorable report.

H. B. 687, a bill to amend the municipal finance act of 1921, as amended, the county finance act, as amended, the local government act, as amended, and the act providing for funding and refunding debts of local units of government other than counties, cities, towns, as amended, relating to funding and refunding of notes and bonds, with a favorable report.

By Senator Ballentine, for the Committee on Banking and Currency:

S. B. 144, a bill to define license and regulate the business of making loans in the amount or value of $300.00 or less, with an unfavorable report, but with minority report filed.

Senator Larkins moves that the minority report be adopted.

The motion fails to prevail and the bill takes its place upon the unfavorable Calendar.

H. B. 669, a bill concerning common trust funds and to make uniform the law with reference thereto, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward: S. B. 405, a bill to authorize the Board of Commissioners of Duplin County to issue bonds for Rockfish Township for building a community building and to levy a tax for payment of same on property in said township, when authorized by the qualified voters thereof.

Referred to Committee on Calendar.

By Senator Palmer: S. B. 406, a bill to extend the terms of office of county commissioners, county treasurer, county recorder, county surveyor and county cotton weigher of Cabarrus County.

Referred to Committee on Calendar.

By Senator Spruill: S. B. 407, a bill to change the date of expiration of motor vehicle license registration from December 31, to October 31.

Referred to Committee on Calendar.

By Senator Boyette: S. B. 408, a bill to provide relief for W. G. Rice, a citizen of the city of Rushford, State of New York.

Referred to Committee on Calendar.

By Senators McIntyre, Palmer, Fearing, Spruill, Boyette, Hatcher, Separk, Prince, Larkins, Joyner, Gardner, Gray, Thomas and Frink: S. B. 409, a bill permitting the Governor, in his discretion, to fix the compensation of the Commissioner of Paroles.

Referred to Committee on Calendar.

By Senator Umstead: S. B. 410, a bill for the distribution of Supreme Court reports.

Referred to Committee on Calendar.

By Senator Gibbs: S. B. 411, a bill relative to notice to be given by persons taking up stray or lost dogs.

Referred to Committee on Calendar.

By Senators Larkins, Frink, McIntyre and Bellamy: S. B. 412, a bill fixing the expense allowance of Judges of the Supreme Court.

Referred to Committee on Calendar.

By Senator Larkins: S. B. 413, a bill to amend Chapter 580, Public Local Laws of 1937, authorizing the County Commissioners of Onslow County to furnish clerical assistants for register of deeds and clerk of the Superior Court.

Referred to Committee on Calendar.

By Senator Larkins: S. B. 414, a bill to provide relief for Mrs. E. E. Bell, a citizen of the city of Pollocksville, county of Jones, State of North Carolina.

Referred to Committee on Calendar.

By Senator Taylor: S. B. 415, a bill to amend Chapter 441 of the Public Laws of 1931, relating to certain special taxes for the expense of quadrennial valuation and other purposes.

Referred to Committee on Calendar.

By Senator Taylor: S. B. 416, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Anson County.

Referred to Committee on Calendar.

By Senators Cogburn, Hatcher, Thomas and Gray: S. B. 417, a bill to amend Chapter 30 of the Public Laws of 1937, relating to the Dry Cleaners Commission, so as to exclude Burke, Haywood, Forsyth and Harnett Counties therefrom.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 182, a bill to amend Chapter 407 of the Public Laws of 1937, requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

Referred to Committee on Calendar.

H. B. 231, a bill to authorize the Board of Commissioners of Pamlico County to provide for social service case worker.

Referred to Committee on Calendar.

H. B. 506, a bill providing for voluntary apprenticeship.

Referred to Committee on Calendar.

H. B. 882, a bill to amend Chapter 651, Public Laws, 1909, as amended, relating to the jurisdiction of the municipal court for the city of Greensboro.

Referred to Committee on Calendar.

H. B. 850, a bill to amend Chapter 89 of the Public Laws of 1931, to provide for the transfer to the Superior Court of all cases in the county criminal court of Lee County in which a jury trial is demanded.

Referred to Committee on Calendar.

H. B. 852, a bill to authorize the Board of Education and Board of Commissioners of Lee County to construct a teacherage at the Greenwood School in Lee County.

Referred to Committee on Calendar.

H. B. 862, a bill to itemize the fees to be charged by Justices of the Peace in Henderson County.

Referred to Committee on Calendar.

H. B. 857, a bill to validate the official acts performed between April 1, 1937 and March 21, 1939, by Justices of the Peace appointed by Chapter 321 of the Public Laws of 1931.

Referred to Committee on Calendar.

H. B. 858, a bill to require the Board of County Commissioners and the Board of Education of Mitchell County to publish a monthly statement of all claims audited and paid by said boards and the annual budgets of said boards.

Referred to Committee on Calendar.

H. R. 985, a joint resolution appointing a commission to attend the centennial celebration of Duke University and to represent the State of North Carolina in welcoming visitors to that occasion.

Referred to Committee on Calendar.

H. B. 863, a bill to modify Chapter 66, Public Local and Private Laws, North Carolina, Session 1931, which act is entitled "An act to restrict and limit the powers of the Board of Commissioners of the town of East Flat Rock, in North Carolina."

Referred to Committee on Calendar.

H. B. 875, a bill relative to the term of office of the County Commissioners of Brunswick County.

Referred to Committee on Calendar.

H. R. 978, a joint resolution extending appreciation and gratification to Honorable D. L. Ward, A. A. Kafer and others.

Referred to Committee on Calendar.

H. B. 676, a bill to amend Sections 11, 24, 25 and 26 of Chapter 425, Public Laws of 1937, entitled "An act to provide for the inspection of gasoline, kerosene and other petroleum products, etc."

Referred to Committee on Calendar.

H. B. 767, a bill supplemental to S. B. 47, entitled "An act to amend Chapter 349 of the Public Laws of 1937, relating to the law enforcement officers' benefit, ratified February 1, 1939."

Referred to Committee on Calendar.

H. B. 643, a bill concerning trusts and trustees and the administration of trusts and to make uniform the law with reference thereto.

Referred to Committee on Calendar.

H. B. 654, a bill to amend Chapter 245 of the Public Laws of 1935, relating to compensation for school children killed and/or injured while riding on a school bus.

Referred to Committee on Calendar.

H. B. 731, a bill to make it a misdemeanor to operate a motor vehicle upon the driveways of public or private institutions while under the influence of intoxicating liquors, (applicable also to Burke County).

Referred to Committee on Calendar.

H. B. 916, a bill to ratify tax sales in Forsyth County held on the wrong date.

Referred to Committee on Calendar.

H. B. 921, a bill to extend the term of the Register of Deeds of Orange County.

Referred to Committee on Calendar.

H. B. 932, a bill to empower the mayor and Board of Commissioners of the town of Scotland Neck to sell certain real estate at public or private sale.

Referred to Committee on Calendar.

H. B. 768, a bill to appropriate $50,000.00 for each biennium, 1939, 1941 to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese beetle might be controlled in this State thereby preventing the State being placed under quarantine by the federal government.

Referred to Committee on Calendar.

H. B. 808, a bill to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville so as to authorize the board of aldermen to employ a city manager upon the adoption of said act by referendum.

Referred to Committee on Calendar.

H. B. 836, a bill prohibiting the opening and operation of barber shops on Sunday in Alexander County.

Referred to Committee on Calendar.

H. B. 108, a bill to amend Sections 5935 and 6027 of the Consolidated Statutes of North Carolina, so as to require a new State-wide registration of voters.

Referred to Committee on Calendar.

H. B. 475, a bill providing for the study of the establishment of an institution for the care of delinquent negro girls in North Carolina.

Referred to Committee on Calendar.

H. B. 546, a bill to remunerate Jeff Carroll for damages to his filling station incurred on the 7th day of December, 1937, by a State-owned school bus driven by a student of the Tar Heel High School in Bladen County.

Referred to Committee on Calendar.

H. B. 900, a bill relating to the salary of the deputy recorder of New Hanover County.

Referred to Committee on Calendar.

H. B. 919, a bill to district Wilkes County for the purpose of the nomination and election of members of the Board of County Commissioners.

Referred to Committee on Calendar.

H. B. 923, a bill to amend Chapter 181, Private Laws, Session 1901, and acts amendatory thereto, relating to the town of Angier.

Referred to Committee on Calendar.

H. B. 896, a bill authorizing the granting of title to the confederate soldiers home property in the city of Raleigh by the State of North Carolina to the city of Raleigh for a confederate memorial park.

Referred to Committee on Calendar.

H. B. 897, a bill to open certain creeks in Pamlico County for shrimp and mullett fishing.

Referred to Committee on Calendar.

H. B. 901, a bill to provide for appointment of an anti-rabies inspector in Brunswick County.

Referred to Committee on Calendar.

H. B. 788, a bill to amend Chapter 119, Private Laws of 1909, same being "An act to incorporate the town of St. Pauls, in Robeson County", so as to provide compensation for the mayor and commissioners of said town.

Referred to Committee on Calendar.

H. B. 829, a bill to establish an historical commission for Washington County.

Referred to Committee on Calendar.

H. B. 870, a bill to enable the county of New Hanover and the city of Wilmington to make proper provision for the maintenance of the indigent sick and afflicted poor.

Referred to Committee on Calendar.

H. B. 910, a bill to authorize the Board of Commissioners of Bertie County to contribute to the relief fund necessitated by the recent tornado in Green's Cross section of Bertie County.

Referred to Committee on Calendar.

H. B. 911, a bill to amend Chapter 485 of the Public Local Laws of 1935, relative to the fees of various Justices of the Peace of Wayne County.

Referred to Committee on Calendar.

H. B. 915, a bill to exempt Forsyth County from certain provisions of Chapter 260 of the Public Laws of 1931, relative to the filing of a list with the Register of Deeds containing the names of taxpayers on whose property a lien or interest is had.

Referred to Committee on Calendar.

H. B. 934, a bill to authorize the Board of County Commissioners of Greene County to transfer the duties of the clerk to the Board of County Commissioners of said county to some other suitable officer in said county.

Referred to Committee on Calendar.

H. B. 892, a bill to place the name of Mrs. Minnie Lee Johnson on the pension list.

Referred to Committee on Calendar.

H. B. 893, a bill providing for payments of five dollars per meeting to members of the Elizabeth City police commission.

Referred to Committee on Calendar.

H. B. 894, a bill to provide for a paid deputy sheriff force and more efficient law enforcement in Catawba County.

Referred to Committee on Calendar.

H. B. 906, a bill to provide for local supplements to certain school districts in Richmond County.

Referred to Committee on Calendar.

H. B. 908, a bill to fix a minimum jail fee for turn key fee for the sheriff of Wilkes County and to fix the custody and management of the jail of Wilkes County.

Referred to Committee on Calendar.

H. B. 909, a bill to enable the city of Asheville and the county of Bun-

combe to appropriate funds for the maintenance of Biltmore Junior College.

Referred to Committee on Calendar.

H. B. 701, a bill to establish the true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the county's necessary governmental functions.

Referred to Committee on Calendar.

H. B. 765, a bill to validate all proceedings relative to the creation and organization of the Bessemer sanitary district in Guilford County.

Referred to Committee on Calendar.

H. B. 777, a bill to submit to the voters of the town of Sanford an amendment to the charter extending terms of municipal officers to four years.

Referred to Committee on Calendar.

H. B. 611, a bill to fix the compensation of the county surveyor of Rutherford County.

Referred to Committee on Calendar.

H. B. 712, a bill to amend Chapter 49 of the Public Local Laws of 1933, relating to the salaries of county officers of Hertford County.

Referred to Committee on Calendar.

H. B. 804, a bill to amend Chapter 17 of the Public Local Laws of 1921, relative to the treasurer of Currituck County.

Referred to Committee on Calendar.

H. B. 902, a bill to allow further time in which to bring tax foreclosure suits in Hyde County.

Referred to Committee on Calendar.

H. B. 903, a bill to authorize the commission to be appointed by the Governor under the provisions of H. B. 513, 1939 Legislature, to consider the relief of Hyde County by reason of its losses by the acquiring of certain lands in Hyde County by the United States Department of Agriculture for game refuge purposes.

Referred to Committee on Calendar.

H. B. 904, a bill naming the hard-surfaced road from Henderson, North Carolina, to Townsville, North Carolina.

Referred to Committee on Calendar.

H. B. 888, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Rowan County.

Referred to Committee on Calendar.

H. B. 890, a bill relating to the salary of the assistant clerk of the Superior Court of Columbus County.

Referred to Committee on Calendar.

H. B. 891, a bill to compensate A. H. Wearn for services as acting chairman of the Board of County Commissioners of Mecklenburg County.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 263, a bill to amend the charter of the town of Youngsville to provide for the extension of the corporate limits of the town of Youngsville, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered sent to the House of Representatives.

S. B. 323, a bill to amend the charter of the city of Washington, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered engrossed.

S. B. 381, a bill to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Halifax and Northampton Counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber,

Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered sent to the House of Representatives.

H. B. 373, a bill to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery and other counties, and making same applicable to Orange County, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 467, a bill amending the charter of the town of Oxford, Granville County, extending and enlarging the corporate limits thereof and providing for a special election to ratify same, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 561, a bill to prescribe the fees for the office of clerk of the Superior Court of Wayne County, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 564, a bill to continue the corporated existence of Woodlawn Community, Incorporated, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 586, a bill to provide a special annual tax levy for Mecklenburg County for the maintenance and support of public libraries, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 613, a bill to facilitate the collection of taxes and assessments in Carteret County and its sub-divisions, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 700, a bill to amend Chapter 45 of the Private Laws of 1931, relating to the charter of the town of Chapel Hill, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 723, a bill relating to drainage in the city of Rocky Mount and to amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 739, a bill to extend the jurisdiction of police officers of the town of Asheboro, in Randolph County, to include all that territory situate within two miles of the corporate limits of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 745, a bill to amend Chapter 25, Private Laws, Extra Session, 1913, relating to the town of Fair Bluff in Columbus County, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 746, a bill to amend the charter of the town of Brunswick in Columbus County, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 747, a bill to amend Chapter 124 of the Private Laws of 1901, being the charter of the town of Laurinburg, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

H. B. 757, a bill to extend the corporate limits of the city of Concord, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

S. B. 363, a bill to classify for taxation in Iredell County under the authority of Section 3, Article 5 of the Constitution, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

S. B. 385, a bill to authorize the establishment of a county planning commission for Cherokee County, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

H. B. 598, a bill to validate certain outstanding bonds and indebtedness of the county of Lee, and to provide for the refunding or funding of such bonds and indebtedness, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

H. B. 663, a bill to validate certain bonds heretofore issued by the county of Catawba, and to provide for the payment of said bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

H. B. 752, a bill to continue the incorporation of the city of Charlotte and to codify, amend and consolidate the statutes that constitute the charter of the city of Charlotte, and to repeal certain acts and portions of certain acts constituting a part of its present charter, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

H. B. 773, a bill to amend the charter of the town of Highlands in Macon County, and to provide for its government and for other purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

H. B. 813, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount and authorizing the construction and operation of a municipal swimming pool, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

S. B. 383, a bill to submit to the qualified voters of Robeson County the method of the selection and election of county commissioners for said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 376, a bill to amend Section 10 of Chapter 89 of the Public Laws of 1931, relating to the Burke County Criminal Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 386, a bill to place the Register of Deeds of Stanly County on a salary.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 404, a bill relative to the appointment of a school board for the Robbinsville local school district and defining its powers and duties.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 493, a bill authorizing the County Commissioners of Avery County to make adjustments with delinquent taxpayers as to penalties, interest and cost.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

H. B. 530, a bill to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to terms of court in Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 632, a bill to allow removals from one magistrate to another where incorporated towns are situated in more than one township.

Passes its second and third readings and is ordered enrolled.

H. B. 734, a bill to amend Section 1608 of the Consolidated Statutes, Volume 3, as amended, relating to county recorders courts in Alexander County.

Passes its second and third readings and is ordered enrolled.

S. B. 236, a bill to amend Chapter 338 of the Public Laws of Session of 1901 and as amended by Chapter 36 of the Public Laws, Session of 1917, and Chapter 88 of the Public Laws of 1919, and Chapter 174 of the Public Laws, Session 1931, the same being Sections 6777, 6778, 6779, 6780, 6781, 6782, 6783 and 6784 of the North Carolina Code, relating to the licensing of embalmers, and providing for the licensing of funeral directors, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 4, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Council, Cowles, Eagles, Fearing, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—36.

Those voting in the negative are: Senators Curtis, Prince, Thomas, Warren,—4.

The bill is ordered engrossed.

H. B. 320, a bill authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances, upon third reading.

Senator Sutton offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 22, noes 7, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Boyette, Cogburn, Corey, Eagles, Frink, Gardner, Gibbs, Gregory, Halstead, Hatcher, Jewell, Joyner, Long, Prince, Sutton, Umstead, Ward, Watkins, Wellons,—22.

Those voting in the negative are: Senators Council, Cowles, Curtis, Larkins, Palmer, Separk, Thomas,—7.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 468, a bill to amend Section 1890 of the Consolidated Statutes of North Carolina, Volume 1, 1919, as amended by Chapter 106, Public Laws of 1933, relating to the licensing of boats using purse seines or shirred nets, and to fix the license fee for non-resident employees on such boats or vessels, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 1, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Prince, Rodman, Separk, Smith, Sutton, Thomas, Umstead, Ward, Watkins, Wellons,—36.

Those voting in the negative are: Senators Frink,—1.

The bill is ordered enrolled.

H. B. 771, a bill to authorize joint acquisition, construction, improvement, maintenance and operation of sewerage works by adjoining or adjacent municipal corporations and to authorize the financing of such works, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Bellamy, Boyette, Bruton, Cogburn, Council, Cowles, Curtis, Eagles, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—39.

The bill is ordered enrolled.

S. B. 185, a bill to provide hospitalization for highway accident cases, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 6, as follows:

Those voting in the affirmative are: Senators Bain, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Fearing, Folger, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Larkins, Long, Lumpkin, McIntyre, Morphew, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—35.

Those voting in the negative are: Senators Ballentine, Barber, Blythe, Curtis, Palmer, Prince,—6.

The following pair is announced: Senators Joyner, "aye", Bowers "no."

H. B. 785, a bill to amend Chapter 339 of the Public Laws of 1937, relative to bonds required by peace officers.

Upon motion of Senator Frink, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 216, a bill to amend Chapter 414 of the Public Laws of 1937, relative to the tax on scrap or untied tobacco, upon second reading.

The substitute offered by the Committee is adopted, constituting the first reading of the bill and the bill remains on the Calendar.

Upon motion of Senator Corey, the Senate recesses to meet this afternoon at 3 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Friday, March 24, 1939

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Thomas, the courtesies of the galleries are extended to the sixth grade of the Dunn school of Harnett County.

Upon motion of Senator Barber, the courtesies of the floor are extended to former Senator J. C. Pittman of Lee County.

Upon motion of Senator Corey, the courtesies of the floor are extended to former Representative Troy Barnes of Wilson County.

Upon motion of Senator Smith, the courtesies of the floor are extended to former Senator E. G. Flanagan of Pitt County.

Upon motion of Senator Sutton, the courtesies of the floor are extended to Judge G. V. Cowper of Lenoir County and Judge Clawson L. Williams of Lee County.

Upon motion of Senator Bain, S. B. 365, a bill to protect trees on private property, is taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Calendar.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 226, an act to extend the powers of the Commissioner and the State Board of Agriculture, relative to the control and regulation of the honey and bee industry in this State.

H. B. 257, an act to place Mrs. Emily J. Henson, widow of Jesse Henson, a confederate veteran of Jackson County, on the pension roll.

H. B. 461, an act to transfer Mrs. Maggie A. Phelps, widow of a confederate veteran, of Bertie County, from class "B" to class "A" on the confederate pension roll.

H. B. 532, an act to repeal Chapter 444 of the Public Laws of 1937, relating to profit on certain sales of electricity by one municipality to another.

H. B. 714, an act to amend Chapter 144 of the Private Laws of North Carolina of 1913, relative to the jurisdiction of the mayor of North Wilkesboro.

H. B. 718, an act to further regulate the acquisition, holding and transfer of title to property by religious societies and denominations, and to validate certain transfers of title.

H. B. 728, an act to change the name of the Fayetteville State Normal School at Fayetteville to the Fayetteville State Teachers College, and to provide advanced courses of instruction for elementary teachers and principals.

H. B. 762, an act to authorize the Lenoir city administrative unit, a special bond tax unit located in Caldwell County, to hold special elections on the question of issuing school improvement bonds and the levying of sufficient taxes to pay the principal and interest on such bonds upon the terms and conditions herein set out.

H. B. 756, an act to amend Section 5181 of the Consolidated Statutes, relating to federal savings and loan associations.

H. R. 652, a joint resolution to provide for giving instructions in safety education in public schools.

H. R. 738, a joint resolution to pay the expenses of the Committee on Penal Institutions from the House of Representatives and the Senate visiting the prison camp at Marion, McDowell County.

S. B. 143, an act to regulate the publication of legal notices and other legal and public advertisements and to define newspapers in which such notices and advertisements shall be published.

S. B. 241, an act to amend Chapter 98 of the Private Laws of 1909, relative to salaries of the board of aldermen of the city of Greenville.

S. B. 251, an act relative to the term of office of the judge of the recorders court of Brunswick County.

S. B. 289, an act to amend Chapter 71 of the Public Local Laws of 1919, relative to the salaries of the commissioners of Cabarrus County.

S. B. 301, an act to amend Chapter 147, Public Local Laws of 1911, creating recorders court at Aurora.

S. B. 318, an act to amend Section 1443 of the Consolidated Statutes

and all amendments thereto providing for extra terms of the Superior Court of Robeson County.

S. B. 319, an act fixing the salaries of the sheriff and deputies of Brunswick County.

S. B. 326, an act to prohibit dancing in a public place in Caswell County between midnight, Saturday night and sunrise, Monday morning.

S. B. 389, an act to amend Section 1296 of the Consolidated Statutes, Volume 1, 1919, relative to special meetings of the board of county commissioners of Randolph County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Appropriations:

S. B. 342, a bill to establish a tubercular sanatorium in Eastern North Carolina, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Blythe, for the Committee on Public Utilities:

S. B. 372, a bill to provide for a rural telephone survey to be made by the State Rural Electrification Authority and to promote and encourage extension of telephone lines in rural communities, with an unfavorable report.

H. B. 427, a bill to amend Section 1695, relating to the acquisition and condemnation of property by electric telegraph and power companies, and to amend Section 1706 of the Consolidated Statutes, Volume 1, 1919, relative to eminent domain, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bain: S. B. 418, a bill to fix the salary of the Commissioner of Agriculture to make it equal to that of certain other Constitutional officers.

Referred to Committee on Calendar.

By Senator Bellamy: S. B. 419, a bill to amend the charter of the city of Wilmington, North Carolina, so as to include Greenfield Lake within the boundaries of said city.

Referred to Committee on Calendar.

By Senator Bellamy: S. B. 420, a bill amending Chapter 188, Private Laws of 1933, relative to extending the corporate limits of the town of Carolina Beach, to include a part of Myrtle Grove Sound.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 64, a bill to authorize the Revenue Commissioner to refund $244.65 tax paid on gasoline used in the manufacture of furniture.

Passes its second and third readings and is ordered enrolled.

H. B. 527, a bill to amend Section 6465, relating to notice of non-payment of life insurance premiums required before forfeiture.

The bill fails to pass its second reading.

H. B. 679, a bill to amend Section 1600 of Consolidated Statutes, Volume 1, 1919, relating to the establishment of municipal recorders courts.

Passes its second and third readings and is ordered enrolled.

H. B. 686, a bill to amend Chapter 49 of the Public Laws of 1937, relating to the bonds of members of county boards of alcoholic control.

Passes its second and third readings and is ordered enrolled.

S. B. 242, a bill to provide for the establishment and regulation of nursery schools and kindergartens, public and private, in North Carolina, upon second reading.

Senator Cogburn offers an amendment which is adopted.

The amendment offered by the Committee is adopted.

The amendments are held not to be material.

The bill, as amended, passes its second reading by roll call vote, ayes 25, noes 6, as follows:

Those voting in the affirmative are: Senators Ballentine, Barber, Bruton, Cogburn, Council, Curtis, Fearing, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Morphew, Smith, Sutton, Taylor, Umstead, Ward,—25.

Those voting in the negative are: Senators Austin, Cowles, Hatcher, Prince, Watkins, Wellons,—6.

S. B. 370, a bill providing for public weigh masters and defining their powers and duties, upon second reading.

The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, Morphew, Prince, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Watkins, Wellons,—36.

S. B. 127, a bill to create a State Department of Justice and to prescribe the duties of the same.

The substitute offered by the Committee is adopted.

The bill passes its second reading.

Senator Cogburn objects to its third reading.

Senator Joyner moves that the rules be suspended and the third reading of the bill be taken up for immediate consideration.

The motion fails to prevail and the bill remains on the Calendar.

S. B. 287, a bill to prevent the exclusion of any person from any State institution of higher education because of sex, upon third reading.

Senator Umstead offers an amendment.

Upon motion of Senator Gray, action on the bill is deferred until Monday, March 27, 1939.

S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyances by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith.

Upon motion of Senator Gregory, action on the bill is postponed indefinitely.

Upon motion of Senator Prince, the vote by which action on the bill was postponed indefinitely is reconsidered.

Senator Taylor raises the point of a quorum.

The roll of the Senate is called and 40 Senators answer "present."

The Chair declares a quorum present.

Upon motion of Senator Prince, action on the bill is deferred until Friday, March 31, 1939.

S. B. 335, a bill to make the terms of office of certain officers of courts inferior to the Superior Court, except municipal courts and justices of the peace, four years as to all officers elected in 1940 and quadrennially thereafter, upon third reading.

The bill fails to pass its third reading.

Upon motion of Senator Gibbs, the vote by which the bill failed to pass its third reading is reconsidered and the bill remains on the Calendar.

H. B. 225, a bill to regulate the sale of nursery stock where guarantees are made, upon third reading.

Senator Graham offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

House substitute for S. B. 65, a bill to amend Chapter 339 of the Public Laws of 1937, relating to search and seizure.

The substitute fails of adoption.

S. B. 128, a bill to transfer the office of Legislative Reference Librarian to the office of the Secretary of State.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 361, a bill to amend the Local Government Act in relation to mutilated bonds and bonds registered as to both principal and interest.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 373, a bill to amend Chapter 129, Section 7661, of the Consolidated Statutes and acts amendatory thereof, in relation to the distribution of State Laws, journals and other public documents to the libraries of Wake Forest and Davidson Colleges.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 377, a bill to validate certain defective probates of deeds by a deputy clerk of the Superior Court where the clerk of the Superior Court of said county is party to said deed.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 382, a bill to provide a memorial to Colonel Benjamin Cleveland, an eminent and heroic North Carolinian.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 384, a bill to amend Section 3446 of the Consolidated Statutes of North Carolina and to validate probates before stockholders and directors of corporations.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow morning at 9:30 o'clock.

SEVENTIETH DAY

SENATE CHAMBER,
Saturday, March 25, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Folger, the courtesies of the floor are extended to former Senator P. W. Glidewell and his daughters of Rockingham County.

Upon motion of Senator Smith, the courtesies of the floor are extended to former Senator Whitmire of Henderson County.

Upon motion of Senator Hatcher, the courtesies of the galleries are extended to Mesdames S. R. Collette, J. F. McGinsy, J. A. Claywell, J. R. Clodfelter and Neville Conn, all of Burke County.

Upon motion of Senator Halstead, the courtesies of the galleries are extended to Sheriff Victor Meekins, William Meekins and Woodrow Price of Dare County.

Upon motion of Senator Curtis, the courtesies of the galleries are extended to Mrs. George R. Ward, wife of Senator Ward of Duplin County.

Upon motion of Senator Gardner, the courtesies of the galleries are extended to Mr. and Mrs. Harvey White of Cleveland County.

Upon motion of Senator Curtis, the courtesies of the floor are extended to former Senator A. Hall Johnston of Buncombe County.

Upon motion of Senator Boyette, the courtesies of the galleries are extended to United States Marshall W. E. Dowd and Assistant Marshall John Stephenson of Moore County.

Upon motion of Senator Barber, Miss Celeste Johnston of Chatham County is made an honorary page of the Senate.

Upon motion of Senator Hatcher, Edward William Pou Moran, nephew of State Auditor George Ross Pou, is made an honorary page of the Senate.

Upon motion of Senator Bellamy, H. B. 737, a bill to repeal Chapter 264, Public Local Laws, 1929, relative to the collection of back taxes in New Hanover County, is taken from the Committee on Calendar and placed upon the Calendar.

Upon motion of Senator Long, S. B. 236, a bill to amend Chapter 338 of the Public Laws of Session of 1901, and as amended by Chapter 36 of the Public Laws, Session of 1917, and Chapter 88 of the Public Laws, Session 1919, and

Chapter 174 of the Public Laws, Session 1931, the same being Sections 6777, 6778, 6779, 6780, 6781, 6782, 6783 and 6784 of the North Carolina Code, relating to the licensing of embalmers, and providing for the licensing of funeral directors, is recalled from the Engrossing Office and the vote by which it passed its third reading is reconsidered and the bill is placed upon the Calendar.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 323, a bill to amend the charter of the city of Washington.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Calendar:

S. B. 391, a bill to amend the charter of the town of Tarboro, with a favorable report, as amended.

S. B. 392, a bill to provide for the regulation of automobile bodily injury, property damage and collision insurance rates, with a favorable report.

S. B. 396, a bill to amend Chapter 420, Private Laws, 1901, relating to the incorporation of the Farmers Mutual Fire Insurance Association of Edgecombe County, with a favorable report.

S. B. 397, a bill to correct a manifest error in certain previous revenue acts and to authorize adjustment of assessments made thereunder, with a favorable report.

S. B. 402, a bill providing for retirement of county employees in Pitt County, with a favorable report.

S. B. 405, a bill to authorize the Board of Commissioners of Duplin County to issue bonds for Rockfish Township for building a community building and to levy a tax for payment of same on property in said township, when authorized by the qualified voters thereof, with a favorable report.

S. B. 406, a bill to extend the terms of office of county commissioners, county treasurer, county recorder, county surveyor and county cotton weigher of Cabarrus County, with a favorable report.

S. B. 407, a bill to change the date of expiration of motor vehicle license registration from December 31 to October 31, with a favorable report.

S. B. 408, a bill to provide relief for W. C. Rice, a citizen of the city of Rushford, State of New York, with an unfavorable report.

S. B. 409, a bill permitting the Governor, in his discretion, to fix the compensation of the Commissioner of Paroles, with a favorable report.

S. B. 410, a bill for the distribution of Supreme Court reports, with an unfavorable report.

S. B. 411, a bill relative to notice to be given by persons taking up stray or lost dogs, reported without prejudice.

S. B. 412, a bill fixing the expense allowance of judges of the Superior Court, with an unfavorable report.

S. B. 414, a bill to provide relief for Mrs. E. E. Bell, a citizen of the city of Pollocksville, county of Jones, State of North Carolina, with an unfavorable report.

S. B. 415, a bill to amend Chapter 441 of the Public Laws of 1931, relating to certain special taxes for the expense of quadrennial valuation and other purposes, with a favorable report.

S. B. 416, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Anson County, with a favorable report.

S. B. 417, a bill to amend Chapter 30 of the Public Laws of 1937, relating to the dry cleaners commission, so as to exclude Burke, Haywood, Forsyth and Harnett Counties therefrom, reported without prejudice.

S. B. 418, a bill to fix the salary of the Commissioner of Agriculture to make it equal to that of certain other constitutional officers, with an unfavorable report.

S. B. 420, a bill amending Chapter 188, Private Laws of 1933, relative to extending the corporate limits of the town of Carolina Beach, to include a part of Myrtle Grove Sound, with a favorable report.

H. B. 643, a bill concerning trusts and trustees and the administration of trusts and to make uniform the law with reference thereto, with a favorable report.

Upon motion of Senator Gray, the bill is placed upon today's Calendar.

H. B. 712, a bill to amend Chapter 49 of the Public Local Laws of 1933, relating to the salaries of county officers of Hertford County, with a favorable report.

H. B. 724, a bill regulating the sale of beer and wine in Nash County on Sundays, with an unfavorable report.

H. B. 765, a bill to validate all proceedings relative to the creation and organization of the Bessemer sanitary district in Guilford County, with a favorable report.

H. B. 767, a bill supplemental to S. B. number 47, entitled, "An act to amend Chapter 349 of the Public Laws of 1937, relating to 'The Law Enforcement Officers' Benefit'," ratified February 1, 1939, with a favorable report.

H. B. 108, a bill to amend Sections 5935 and 6027 of the Consolidated

Statutes of North Carolina, so as to require a new state-wide registration of voters, reported without prejudice.

H. B. 231, a bill to authorize the board of commissioners of Pamlico County to provide for a social service case worker, with a favorable report, as amended.

H. B. 475, a bill providing for the study of the establishment of an institution for the care of delinquent negro girls in North Carolina, with an unfavorable report.

H. B. 506, a bill providing for voluntary apprenticeship, with a favorable report.

H. B. 546, a bill to remnuerate Jeff Sarroll for damage sto his filling station incurred on the seventh day of December, 1937, by a collision therewith by a state owned school bus driven by a student of the Tar Heel High School in Bladen County, with an unfavorable report.

H. R. 550, a joint resolution urging an increased federal appropriation for forest fire control, with an unfavorable report.

H. B. 611, a bill to fix the compensation of the county surveyor of Rutherford County, with a favorable report.

H. B. 836, a bill prohibiting the opening and operation of barber shops on Sunday in Alexander County, with a favorable report.

H. B. 839, a bill to permit the citizens of Bentonville Township, Johnston County, to hold a local tax election for the purpose of erecting a school building, with a favorable report.

H. B. 849, a bill to ratify former acts of the board of commissioners of Lee County and to provide for expenditure of funds for law enforcement, with a favorable report.

H. B. 852, a bill to authorize the Board of Education and Board of Commissioners of Lee County to construct a teacherage at the Greenwood School in Lee County, with a favorable report.

H. B. 777, a bill to submit to the voters of the town of Sanford an amendment to the charter extending terms of municipal officers to four years, with a favorable report.

H. B. 788, a bill to amend Chapter 119, Private Laws of 1909, same being "An act to incorporate the town of St. Pauls, in Robeson County", so as to provide compensation for the mayor and commissioners of said town, with a favorable report.

H. B. 802, a bill to repeal Chapter 423 of the Public Local Laws of 1931, relating to the posting of notices of meetings of the County Commissioners of Currituck County, with a favorable report.

H. B. 804, a bill to amend Chapter 17 of the Public Local Laws of 1921, relative to the treasurer of Currituck County, with a favorable report.

H. B. 901, a bill to provide for appointment of an anti-rabies inspector in Brunswick County, with a favorable report.

H. B. 902, a bill to allow further time in which to bring tax foreclosure suits in Hyde County, with a favorable report.

H. B. 903, a bill to authorize the Commission to be appointed by the Governor under the provisions of H. B. number 513, 1939 Legislature, to consider the relief of Hyde County by reason of its losses by the acquiring of certain lands in Hyde County by the United States Department of Agriculture for game refuge purposes, with a favorable report.

H. B. 904, a bill naming the hard surfaced road from Henderson, North Carolina, to Townsville, North Carolina, with a favorable report.

H. B. 908, a bill to fix a minimum jail fee for turn key fee for the sheriff of Wilkes County and to fix the custody and management of the jail of Wilkes County, with a favorable report.

H. B. 909, a bill to enable the city of Asheville and the county of Buncombe to appropriate funds for the maintenance of Biltmore Junior College, with a favorable report.

H. B. 910, a bill to authorize the Board of Commissioners of Bertie County to contribute to the relief fund necessitated by the recent tornado in Greens Cross section of Bertie County, with a favorable report.

H. B. 911, a bill to amend Chapter 485 of the Public Local Laws of 1935, relative to the fees of the various justices of the peace of Wayne County, with a favorable report.

H. B. 915, a bill to exempt Forsyth County from certain provisions of Chapter 260 of the Public Laws of 1931, relative to the filing of a list with the register of deeds containing the names of taxpayers on whose property a lien or interest is had, with a favorable report.

H. B. 916, a bill to ratify tax sales in Forsyth County held on the wrong date, with a favorable report.

H. B. 919, a bill to district Wilkes County for the purpose of the nomination and election of members of the Board of County Commissioners, with a favorable report.

H. B. 921, a bill to extend the term of the register of Deeds of Orange County, with a favorable report.

H. B. 923, a bill to amend Chapter 181, Private Laws, Session 1901, and acts amendatory thereto, relating to the town of Angier, with a favorable report.

H. B. 932, a bill to empower the mayor and Board of Commissioners of the town of Scotland Neck to sell certain real estate at public or private sale, with a favorable report.

H. B. 934, a bill to authorize the Board of County Commissioners of Greene County to transfer the duties of the clerk to the Board of County

Commissioners of said county to some other suitable officer in said county, with a favorable report.

H. R. 978, a joint resolution extending appreciation and gratification to Honorable D. L. Ward, A. A. Kafer and others, with a favorable report.

H. B. 876, a bill to amend Chapter 82, Public Local Laws of 1933, relating to Recorders Court of Lexington, with a favorable report.

H. B. 882, a bill to amend Chapter 651, Public Laws, 1909, as amended, relating to the jurisdiction of the municipal court for the city of Greensboro, with a favorable report.

H. B. 886, a bill to have certain officers of Caswell County to render semi-annual reports to the Board of County Commissioners of said county and to have said commissioners publish said reports and other reports and also publish the monthly expenditures of the Board of County Commissioners of said county, with a favorable report.

H. B. 888, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Rowan County, with a favorable report.

H. B. 890, a bill relating to the salary of the assistant clerk of the Superior Court of Columbus County, with a favorable report, as amended.

H. B. 891, a bill to compensate A. H. Wearn for services as acting chairman of the Board of County Commissioners of Mecklenburg County, with a favorable report.

H. B. 892, a bill to place the name of Mrs. Minnie Lee Johnson on the pension list, with an unfavorable report.

H. B. 893, a bill providing for payments of five dollars per meeting to members of the Elizabeth City Police Commission, with a favorable report.

H. B. 894, a bill to provide for a paid deputy sheriff force and more efficient law enforcement in Catawba County, with a favorable report.

H. R. 985, a joint resolution appointing a commission to attend the centennial celebration of Duke University and to represent the State of North Carolina in welcoming visitors to that occasion, with a favorable report.

H. B. 857, a bill to validate the official acts performed between April 1, 1937 and March 21, 1939 by justices of the peace appointed by Chapter 321 of the Public Laws of 1931, with a favorable report, as amended.

H. B. 731, a bill to make it a misdemeanor to operate a motor vehicle upon the driveways of public or private institutions while under the influence of intoxicating liquors (applicable also to Burke County), with a favorable report, as amended.

H. B. 701, a bill to establish the true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the county's necessary governmental functions, with a favorable report.

H. B. 850, a bill to amend Chapter 89 of the Public Laws of 1931 to provide for the transfer to the Superior Court of all cases in the county criminal court of Lee County in which a jury trial is demanded, with a favorable report.

H. B. 862, a bill to itemize the fees to be charged by Justices of the Peace in Henderson County, with a favorable report.

H. B. 863, a bill to modify Chapter 66, Public Local and Private Laws, North Carolina, Session 1931, which act is entitled "An act to restrict and limit the powers of the Board of Commissioners of the town of East Flat Rock in North Carolina", with a favorable report.

H. B. 875, a bill relative to the term of office of the County Commissioners of Brunswick County, with a favorable report.

S. B. 398, a bill to appropriate funds for each year of the biennium 1939-40, 1940-1941 for the administration, operation, development and maintenance of State-owned parks, with a favorable report, as amended.

H. B. 806, a bill to amend Chapter 640 of the Public Local Laws of 1915, relating to the Recorders Court for the town of La Grange and Moseley Hall Township in Lenoir County, with a favorable report.

H. B. 808, a bill to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville so as to authorize the board of aldermen to employ a city manager upon the adoption of said act by referendum, with a favorable report.

H. B. 815, a bill to amend the charter of the town of Wilson so as to enlarge the corporate limits of said town and so as to exclude from said corporate limits certain vacant property now within the limits of said town, with a favorable report.

H. B. 829, a bill to establish an historical commission for Washington County, with a favorable report.

By Senator Rodman, for the Committee on Appropriations:

S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development, with a favorable report.

S. B. 161, a bill to authorize and instruct the Department of Conservation and Development to aid owners of forest land in North Carolina through inspection, instruction and demonstration so that the State's timber supply may be perpetuated, with a favorable report, as amended.

By Senator Gregory, for the Committee on Unemployment Compensation:

S. B. 299, a bill to amend the unemployment compensation law as to unemployment caused by commitment to a penal institution, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Joyner: S. B. 421, a bill providing for the reappointment of commissioners of the Iredell-Rowan County drainage district No. 1, ratifying actions of said commissioners heretofore appointed, and to provide for the collection of delinquent assessments therein.

Referred to Committee on Calendar.

By Senator Bowers, by request: S. B. 422, a bill to amend Chapter 69 of the Public Local Laws of 1937, relative to the compensation of commissioners of Avery County.

Referred to Committee on Calendar.

By Senator Curtis: S. B. 423, a bill to authorize the Department of Conservation and Development to acquire land by condemnation when necessary for the development of adjacent State property.

Referred to Committee on Calendar.

By Senator Corey: S. B. 424, a bill to provide for the orderly growth and extension of municipalities within the State of North Carolina.

Referred to Committee on Calendar.

By Senator Corey: S. B. 425, a bill to amend Section 4106 of the Consolidated Statutes of North Carolina, so as to allow a jury summoned or appointed to allot dower in the county where the dower proceeding is pending to go upon, view, assess and allot land lying in any other county or counties, when agreeable to and convenient to said jury.

Referred to Committee on Calendar.

S. B. 426, a bill to abolish markers in all elections in Sampson County and to provide for the arrangement of the official county ballots for said county, by amending Sections 26, 27, and Sub-section (c) of Section 9 of Chapter 164 of the Public Laws of 1929, as amended.

Referred to Committee on Calendar.

By Senators Clark, Graham, Council, McIntyre and Bruton: S. R. 427, a resolution that the North Carolina State Senate approve the appropriation and urge the North Carolina Congressmen to support same.

Upon motion of Senator Clark, the rules are suspended and the resolution is taken up for immediate consideration.

The resolution is adopted.

By Senator Thomas: S. B. 428, a bill to enlarge the boundaries of the town of Coats.

Upon motion of Senator Thomas, the bill is placed upon the Calendar.

By Senator Wellons: S. B. 429, a bill to increase the term of office of the county surveyor of Johnston County.

Referred to Committee on Calendar.

By Senator Rodman: S. B. 430, a bill to amend Chapter 450 of the Public Laws of 1935 and Chapter 126 of the Public Laws of 1937, relating to the issuance of school district refunding and funding bonds.

Referred to Committee on Calendar.

By Senators Rodman and Joyner: S. B. 431, a bill to amend Committee Substitute for H. B. No. 14, the Budget Appropriation Bill, as to appropriations for Attorney General and Secretary of State.

Referred to Committee on Calendar.

By Senators Smith, Barber, Ballentine, Spruill, Boyette, Bellamy and Umstead: S. B. 432, a bill to authorize the Governor to compensate the Utilities Commissioner for additional services.

Referred to Committee on Calendar.

By Senator Folger: S. B. 433, a bill to validate acknowledgments taken by Norma Nunn of Surry County as a notary public.

Referred to Committee on Calendar.

By Senator Taylor: S. B. 434, a bill to amend Chapter 393, Public Laws of 1937, so that certain restrictions in the distribution of forest tree seedlings to farmers in soil conservation districts may be removed.

Referred to Committee on Calendar.

By Senator Boyette, by request: S. B. 435, a bill to amend the charter of the town of Liberty.

Referred to Committee on Calendar.

By Senator Boyette, by request: S. B. 436, a bill to validate special street assessments, and to validate sales for taxes and special street assessments, and to extend the time for starting foreclosure proceedings on tax sale and special street assessments sales for the town of Liberty.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 823, a bill to amend Chapter 169 of the Public Laws of 1921 and Chapter 431 of the Public Laws of 1933, relating to ice cream plants, creameries and cheese factories in Burke County (applicable also to Catawba County).

Referred to Committee on Calendar.

H. B. 853, a bill to amend Chapter 486 of the Public Laws of 1935, relative to the game laws of North Carolina.

Referred to Committee on Calendar.

H. R. 1015, a joint resolution authorizing and directing the Secretary of State to have printed four thousand copies of Committee Substitute for H. B. 45, as amended, known as "The Machinery Act of 1939" and also to have printed five thousand copies of Committee Substitute for H. B. 13, as amended, known as "The Revenue Act of 1939", and the distribution thereof be under the direction of the Commissioner of Revenue.

Referred to Committee on Calendar.

H. R. 538, a joint resolution designating certain parts of United States highways numbers 23 and 25 in Western North Carolina as the Robert E. Lee Highway.

Referred to Committee on Calendar.

H. B. 726, a bill to amend Section 2591 of the Consolidated Statutes, relating to the reopening of judicial and other sales on advanced bids.

Referred to Committee on Calendar.

H. B. 758, a bill to authorize the Department of Conservation and Development to develop certain swamp land as a game refuge and public hunting ground.

Referred to Committee on Calendar.

H. B. 954, a bill to allow the voters of Iredell County to express their will as to increasing terms of certain county officers from two to four years.

Referred to Committee on Calendar.

H. B. 955, a bill relating to the limitation of cost for foreclosure of tax sales certificates in Yadkin County.

Referred to Committee on Calendar.

H. B. 957, a bill to amend Chapter 75 of the Public Local Laws of 1935, relating to the rural police system of Mecklenburg County.

Referred to Committee on Calendar.

H. B. 960, a bill creating the office of tax collector for the county of Anson.

Referred to Committee on Calendar.

H. B. 961, a bill fixing the salary and providing an allowance for travel expense for the sheriff of Anson County.

Referred to Committee on Calendar.

H. B. 962, a bill relating to the appointment of rural policemen for Anson County.

Referred to Committee on Calendar.

H. B. 937, a bill relative to the county depository of Robeson County.

Referred to Committee on Calendar.

H. B. 938, a bill to provide for the systematic retirement of the members of the Board of Education of Burlington city administrative school unit and the appointment of successors.

Referred to Committee on Calendar.

H. B. 940, a bill to provide for the selection of county commissioners, judge, solicitor of Recorders Court of Caldwell County, and surveyor, for a term of four years effective at the general election of the year 1940.

Referred to Committee on Calendar.

H. B. 914, a bill to amend the charter of the city of Winston-Salem, relative to the advertising for sale of real property.

Referred to Committee on Calendar.

H. B. 930, a bill authorizing the Board of Commissioners of Pitt County to repair, enlarge, extend and maintain the drainage canals in Pitt County drainage district No. 2.

Referred to Committee on Calendar.

H. B. 936, a bill to amend Chapter 389 of the Public Local Laws of 1937, relating to the State-wide stock law.

Referred to Committee on Calendar.

H. B. 948, a bill to repeal Chapter 577, Public Local Laws, 1911, relating to public sales of property belonging to Rutherford County.

Referred to Committee on Calendar.

H. B. 949, a bill to appeal certain provisions of Chapter 460 of the Public Local Laws of 1931, as amended by Chapter 67 of the Public Local Laws of 1935, relative to the Pitt County Peace Officers Protective Association.

Referred to Committee on Calendar.

H. B. 952, a bill to repeal certain provisions of Section 1582 (b) of the Consolidated Statutes of North Carolina, and to provide for the appointment of a recorder and solicitor in Henderson County.

Referred to Committee on Calendar.

H. B. 391, a bill to amend H. B. No. 3, Public Laws of North Carolina, Special Session of 1938, same being the Revenue Bond Act of 1938, so as to include in its provisions Cabarrus County Hospital.

Referred to Committee on Calendar.

H. B. 798, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

Referred to Committee on Calendar.

H. B. 873, a bill to amend Chapter 575, Public Local Laws of 1937, by authorizing and empowering the Board of Commissioners of the county of Wilson and the Board of Commissioners of the town of Wilson to appropriate additional funds for the establishment, construction and erection of a free public library of Wilson County.

Referred to Committee on Calendar.

H. B. 942, a bill to fix the salary of the sheriff of Stanly County.

Referred to Committee on Calendar.

H. B. 945, a bill to quiet title to real property acquired through tax or street assessment foreclosure proceedings in Forsyth County, to provide limitations on suits brought relating to the same, and for other purposes.

Referred to Committee on Calendar.

H. B. 946, a bill designating fees to be collected by the clerk of the Superior Court of Forsyth County, North Carolina.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Saturday, March 25, 1939

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives fails to concur in the Senate amendment to H. B. 320, entitled "authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances", and asks that Conference Committee be appointed.

Pursuant to non-concurrence, the Speaker of the House has appointed as Conferees on the part of the House to act with a like Committee appointed by your Honorable Body to the end that the differences arising may be adjusted, Messrs. Mull, Wallace of Lenoir and LeGrand.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as Conferees on the part of the Senate, Senators Bellamy and Ballentine, and a message is ordered sent to the House of Representatives informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 363, a bill to classify for taxation in Iredell County under the authority of Section 3, Article 5 of the Constitution, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered sent to the House of Representatives.

S. B. 385, a bill to authorize the establishment of a county planning commission for Cherokee County, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered sent to the House of Representatives.

H. B. 598, a bill to validate certain outstanding bonds and indebtedness of the county of Lee, and to provide for the refunding or funding of such bonds and indebtedness, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 663, a bill to validate certain bonds heretofore issued by the county of Catawba, and to provide for the payment of said bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 752, a bill to continue the incorporation of the city of Charlotte

and to codify, amend and consolidate the statutes that constitute the charter of the city of Charlotte and to repeal certain acts and portions of certain acts constituting a part of its present charter, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 773, a bill to amend the charter of the town of Highlands in Macon County, and to provide for its government and for other purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 813, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount and authorizing the construction and operation of a municipal swimming pool, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 390, a bill to authorize the county of Cabarrus to erect and equip an addition to Cabarrus County Hospital and to issue bonds therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner,

Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 645, a bill authorizing the levy of tax for park and recreation purposes by the city of Charlotte upon vote of the qualified voters of the city, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 833, a bill fixing filing fees of candidates in municipal elections in the town of Beaufort, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 834, a bill validating outstanding indebtedness of the town of Morehead City, authorizing and empowering the Board of Town Commissioners to adjust the town's indebtedness and validating refunding and funding bonds to be issued thereunder, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—34.

S. B. 331, a bill to amend Chapter 6 of the Public Local and Private Laws, Session 1840-41 of the General Assembly of North Carolina, relative to the appointment of trustees of Rex Hospital.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 368, a bill to amend Section 187 of the Private Laws of 1933, to make the provisions thereof applicable to the nomination of candidates and election of officers in the town of Murphy.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 390, a bill to abolish trial by jury in the Recorders Court of Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 400, a bill requiring the Register of Deeds of Avery County to prepare the tax lists and providing the compensation therefor.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 401, a bill to repeal Section 4, Sub-section (a) of Chapter 469 of the Public Laws of 1935, and declare Pitt County drainage district No. 2 solvent and to appoint drainage commissioners for said district and to place the district under the control of drainage commissioners.

The bill passes its second reading.

Upon objection of Senator Corey to its third reading, the bill remains upon the Calendar.

H. B. 591, a bill to amend Chapter 103 of the Private Laws of 1883, relative to elections in the town of Maiden, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 600, a bill to set the salary of the chairman and members of the Board of County Commissioners of Madison County.

Passes its second and third readings and is ordered enrolled.

H. B. 627, a bill to provide for the appointment of a county veterinarian in Halifax County and outlining his duties.

Passes its second and third readings and is ordered enrolled.

H. B. 775, a bill to amend Chapter 504, Public Local Laws of 1933, same being "An act to abolish the office of auditor of Stokes County and to amend Chapter 483, Public Local Laws of 1931, relating to clerk hire for the clerk of the Superior Court of said county."

Passes its second and third readings and is ordered enrolled.

H. B. 797, a bill to amend Chapter 5 of the Public Local Laws of 1937, relating to the duties and salaries of public officers of Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 803, a bill to authorize the county board of education of Currituck County to sell certain school property in said county which is no longer used for school purposes, without first advertising and selling the same at public auction.

Passes its second and third readings and is ordered enrolled.

H. B. 805, a bill to validate the acts of E. H. Chappell as Justice of the Peace.

Passes its second and third readings and is ordered enrolled.

H. B. 824, a bill to regulate the operation of and to prohibit public dances on Sunday in Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 831, a bill to amend Chapter 353 of the Public Local Laws of North Carolina of 1915, relating to the city court of Raleigh, by providing for the appointment of assistant clerk or clerks thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 837, a bill to authorize the recording of a true copy of the original map of the town of Andrews in Cherokee County.

Passes its second and third readings and is ordered enrolled.

H. B. 844, a bill to amend Chapter 281, Public Laws, 1933, exempting Jackson County from the provisions of Chapter 160, Public Laws, 1933, relating to crop liens and federal chattel mortgages.

Passes its second and third readings and is ordered enrolled.

H. B. 845, a bill relating to the terms of Superior Court for Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 884, a bill to fix the time and place for the advertisement and sale of lands for taxes in the town of Gibsonville.

Passes its second and third readings and is ordered enrolled.

S. B. 185, a bill to provide hospitalization for highway accident cases, upon third reading.

The bill passes its third reading by roll call vote, ayes 35, noes 2, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Folger, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—35.

Those voting in the negative are: Senators Cowles, Prince,—2.

The bill is ordered engrossed.

S. B. 242, a bill to provide for the establishment and registration of nursery schools and kindergartens, public and private in North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 31, noes 6, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Council, Curtis, Fearing, Folger, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Morphew, Separk, Spruill, Taylor, Umstead, Ward, Warren,—31.

Those voting in the negative are: Senators Corey, Gibbs, Prince, Smith, Watkins, Wellons,—6.

The bill is ordered engrossed.

S. B. 370, a bill providing for public weigh masters and defining their powers and duties, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Fearing, Folger, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Prince, Separk, Smith, Spruill, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered sent to the House of Representatives.

S. B. 336, a bill to create a State Board of Naturopathic Examiners and to regulate the practice of naturopathy in North Carolina, upon second reading.

Senator Thomas moves that the bill lie upon the Table.
The motion fails to prevail.

Upon motion of Senator Bruton, action on the bill is deferred until Tuesday, March 28, 1939.

H. B. 349, a bill to amend Chapter 229 of the Public Laws of 1931, relative to the manufacture and sale of oleomargarine, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, McIntyre, Morphew, Prince, Rodman, Spruill, Taylor, Thomas, Ward, Warren, Watkins, Wellons,—33.

S. B. 369, a bill to amend Chapter 53 of the Public Laws of 1927, and to repeal Chapters 196 of the Public Laws of 1929 and 233 of the Public Laws of 1933, relating to the manufacture and sale of insecticides and fungicides in North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council,

Curtis, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, McIntyre, Morphew, Prince, Rodman, Spruill, Taylor, Thomas, Ward, Warren, Watkins, Wellons,—33.

S. B. 374, a bill to amend the fertilizer, feed and cotton seed meal laws, upon second reading.

The bill passes its second reading by roll call vote, ayes 32, noes 2, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Gardner, Gibbs, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Rodman, Smith, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—32.

Those voting in the negative are: Senators Graham, Spruill,—2.

H. B. 687, a bill to amend the municipal finance act, 1921, as amended, the county finance act, as amended, the local government act, as amended, and the act providing for funding and refunding debts of local units of government other than counties, cities, towns, as amended, relating to funding and refunding the notes and bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, McIntyre, Morphew, Prince, Rodman, Spruill, Taylor, Thomas, Ward, Warren, Watkins, Wellons,—33.

S. B. 127, a bill to create a State Department of Justice and to prescribe the duties of the same, upon third reading.

Passes its third reading and is ordered sent to the House of Representatives.

S. B. 320, a bill to amend Chapter 319, Public Laws of 1933, relating to the manufacture, transportation and sale of certain beverages, upon third reading.

Senator Corey offers an amendment which is adopted.

Upon motion of Senator Corey, action on the bill is deferred until Monday, March 27, 1939.

S. B. 335, a bill to make the terms of office of certain officers of courts inferior to the Superior Court, except municipal courts and justices of the peace, four years as to all officers elected in 1940 and quadrennially thereafter.

Upon motion of Senator Hatcher, action on the bill is postponed indefinitely.

S. B. 4, a bill to provide for the establishment of a nautical school for the State of North Carolina.

The substitute offered by the Committee is adopted.

Upon motion of Senator Clark, action on the bill is deferred until Monday, March 27, 1939.

S. B. 276, a bill to regulate certain practices and to impose a tax upon manufacturers of candy and similar products who consign same with individuals or persons other than licensed wholesale or retail merchants in North Carolina, upon second reading.

The substitute offered by the Committee is adopted.

The amendment offered by the Committee is adopted.

The adoption of the substitute and the amendment constitute the first reading of the bill and the bill takes its place on the second reading roll call Calendar.

S. B. 342, a bill to establish a sanatorium in Eastern North Carolina for the treatment of tuberculosis, upon second reading.

The substitute offered by the Committee is adopted.

Senator Long offers an amendment which is adopted.

The adoption of the substitute and the amendment constitute the first reading of the bill and the bill takes its place on the second reading roll call Calendar.

S. B. 359, a bill to appropriate funds for research work at the Agricultural Experiment Station.

The bill passes its second reading.

Upon objection of Senator Clark, to its third reading the bill remains upon the Calendar.

S. B. 311, a bill to create a commission to be known as the North Carolina Cape Hatteras Seashore Commission and to provide for the acquisition of lands in the Cape Hatteras region of North Carolina for national seashore purposes and to authorize the conveyance of the same and other lands to the United States of America.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 328, a bill creating a coordinating committee of the North Carolina State College of Agriculture and Engineering and of the North Carolina State Department of Agriculture.

Senator Warren offers an amendment which is adopted.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 357, a bill to amend Chapter 109 of the Public Laws of 1913, relating to vital statistics.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 364, a bill to promote the happiness and culture of the people of North Carolina by encouraging and promoting library facilities for use in the rural communities in the State.

Upon the second reading of the bill, Senator Halstead calls for the ayes and noes.

The call is sustained.

The bill passes its second reading by roll call vote, ayes 23, noes 11, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Boyette, Bruton, Clark, Cowles, Curtis, Gibbs, Graham, Gregory, Halstead, Hughes, Long, Lumpkin, McIntyre, Morphew, Prince, Separk, Smith, Spruill, Ward, Warren,—23.

Those voting in the negative are: Senators Bain, Cogburn, Corey, Council, Folger, Gray, Rodman, Taylor, Umstead, Watkins, Wellons,—11.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 387, a bill exempting from the provisions of the Public Laws relating to the inspection of meats federally inspected meat packing plants and slaughter houses and the persons, firms or corporations engaged in the business of operating such slaughter houses.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 366, a bill to provide for the keeping of creamery and milk products plant records and making reports thereof to the State Department of Agriculture.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 395, a bill to amend Chapter 86 of the Public Laws of the Extra Session, 1924, as amended by Chapter 291 of the Public Laws of 1925, relative to the admission of indigent patients to certain state hospitals.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 394, a bill to provide for regulations so as to prohibit unfair trade practices in the administration of the general retail sales tax law, and to

authorize the Commissioner of Revenue to make regulations governing the collection of the tax.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 393, a bill to amend Section 2286 of Consolidated Statutes of North Carolina, relating to appointment of guardians.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 399, a bill to amend Chapter 62, Article 1, Section 3201 of the Consolidated Statutes of North Carolina, relating to actions for penalties.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 29, a bill to provide educational facilities for the patients at the North Carolina Orthopedic Hospital at Gastonia, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 107, a bill to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters in elections and primaries and providing for assistance to handicapped voters.

Upon motion of Senator Rodman, the bill is made a Special Order No. 1 for Monday, March 27, 1939.

S. B. 216, a bill to amend Chapter 414 of the Public Laws of 1937, relative to the tax on scrap or untied tobacco, upon second reading.

Senator Corey offers an amendment, held to be material, which is adopted, constituting the first reading of the bill and the bill takes its place on the second reading roll call Calendar.

H. B. 146, a bill to amend Chapter 165 of the Public Laws of North Carolina, Session 1933, as amended, and that Section of said Chapter designated as Consolidated Statutes, 5932, and that Section designated as Consolidated Statutes, 6023, relating to the election laws.

Upon motion of Senator Lumpkin, the bill is made a Special Order No. 2 for Monday, March 27, 1939.

H. R. 515, a joint resolution to authorize and empower the Governor of North Carolina to name and appoint a commission of seven members, to serve without compensation, for the purpose of determining ways and means of providing more suitable and adequate instruction in the public schools for exceptional children and to make recommendations to the Governor and General Assembly of 1941.

Passes its second and third readings and is ordered enrolled.

H. B. 559, a bill to amend Section 6018 of the Consolidated Statutes of North Carolina, so as to change the date of primary elections to the last Saturday in May.

Passes its second and third readings and is ordered enrolled.

H. B. 647, a bill to amend Chapter 126 of the Public Laws of 1935, being "An act providing for the extension of assessments".

Passes its second and third readings and is ordered enrolled.

H. B. 643, a bill concerning trusts and trustees and the administration of trusts to make uniform the law with reference thereto.

Passes its second and third readings and is ordered enrolled.

H. B. 669, a bill concerning common trust funds and to make uniform the law with reference thereto.

Passes its second and third readings and is ordered enrolled.

S. B. 236, a bill to amend Chapter 338 of the Public Laws of Session 1901, and as amended by Chapter 36 of the Public Laws, Session of 1917, and Chapter 88 of the Public Laws, Session of 1919, and Chapter 174 of the Public Laws, Session 1931, the same being Sections 6777, 6778, 6779, 6780, 6781, 6782, 6783 and 6784 of the North Carolina Code, relating to the licensing of embalmers, and providing for the licensing of funeral directors, upon third reading.

Senator Long offers an amendment, held not to be material, which is adopted.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, McIntyre, Morphew, Prince, Rodman, Spruill, Taylor, Thomas, Ward, Warren, Watkins, Wellons,—33.

The bill is ordered engrossed.

H. B. 667, a bill to amend Section 1156 of the Consolidated Statutes, as amended, relative to classes of stock.

Passes its second and third readings and is ordered enrolled.

H. B. 786, a bill to permit the Governor and the Council of State to settle, adjust, or compromise any claims for taxes which the State may have against any of the counties of this State.

Passes its second and third readings and is ordered enrolled.

H. B. 707, a bill to authorize taxing districts, local improvement districts, school districts and cities, counties, towns and villages in North Carolina to avail themselves of the provisions of the federal bankruptcy laws.

Passes its second and third readings and is ordered enrolled.

H. B. 799, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the unemployment compensation law.

Passes its second and third readings and is ordered enrolled.

H. B. 800, a bill to amend S. B. 60, ratified February 24, 1939, amending Chapter 1 of the Public Laws of the Extra Session of 1936, known as the unemployment compensation law.

Passes its second and third readings and is ordered enrolled.

H. B. 801, a bill to amend S. B. 59, ratified February 15, 1939, amending Chapter 1 of the Public Laws of the Extra Session of 1936, known as the unemployment compensation law.

Passes its second and third readings and is ordered enrolled.

H. B. 821, a bill to amend Sections 3291 and 3305 of the Consolidated Statutes, Volume 3, 1924, relative to probate and registration.

Passes its second and third readings and is ordered enrolled.

H. B. 737, a bill to repeal Chapter 264, Public Local Laws, 1929, relative to the collection of back taxes in New Hanover County.

Upon motion of Senator Bellamy, the bill is laid upon the Table.

Upon motion of Senator Rodman, the Senate adjourns to meet Monday afternoon at 3 o'clock.

SEVENTY-FIRST DAY

SENATE CHAMBER,
Monday, March 27, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morphew, the courtesies of the galleries are extended to Edward Ingram of Graham County.

Upon motion of Senator McIntyre, the courtesies of the floor are extended to former Senator George B. McLeod and E. Clyde Wade of Robeson County.

Upon motion of Senator Morphew, the courtesies of the floor are extended to former Representative Charles Hutchins of Yancey County.

Upon motion of Senator Umstead, the courtesies of the floor are extended to Honorable A. J. Rhodes of Alamance County.

Upon motion of Senator Smith, S. B. 418, a bill to fix the salary of the Commissioner of Agriculture to make it equal to that of certain other con-

stitutional officers, is taken from the unfavorable Calendar and placed upon the Calendar.

Senator Joyner moves that H. B. 412, a bill fixing the expense allowance of the Judges of the Superior Court, be taken from the unfavorable Calendar and placed upon the Calendar.

The motion fails to prevail.

Pursuant to H. B. 438, a bill to provide for the celebration in Fayetteville, North Carolina, of the 115th Anniversary of the ratification of the Constitution of the United States and the appointment of Committees by the Governor, the Speaker of the House of Representatives and the Lieutenant Governor for such purpose, the President announces the appointment of the following Committee to assist in the celebration to be held in the city of Fayetteville on the 21st day of November, 1939: Senators Long, Chairman; Graham, McIntyre, Council, Frink, Gardner, Sutton.

ENGROSSED BILLS

Senator Warren for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 242, a bill to provide for the establishment and regulation of nursery schools and kindergartens, public and private, in North Carolina.

S. B. 331, a bill to amend Chapter 6 of the Public Local and Private Laws, Session 1840-41 of the General Assembly of North Carolina, relative to the appointment of trustees for Rex Hospital.

S. B. 236, a bill to amend Chapter 338 of the Public Laws of Session 1901 and as amended by Chapter 36 of the Public Laws, Session of 1917, and Chapter 88 of the Public Laws, Session of 1919, and Chapter 174 of the Public Laws, Session 1931, the same being Sections 6777, 6778, 6779, 6780, 6781, 6782, 6783 and 6784 of the North Carolina Code relating to the licensing of embalmers, and providing for the licensing of funeral directors.

S. B. 185, a bill to provide hospitalization for highway accident cases.

S. B. 328, a bill creating a coordinating committee of the North Carolina State College of Agriculture and Engineering and of the North Carolina State Department of Agriculture.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Calendar:

H. B. 614, a bill to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting, with a favorable report.

H. B. 654, a bill to amend Chapter 245 of the Public Laws of 1935, relating to compensation for school children killed and/or injured while riding on a school bus, with a favorable report.

H. B. 758, a bill to authorize the Department of Conservation and Development to develop certain swamp land as a game refuge and public hunting ground, with a favorable report.

H. B. 823, a bill to amend Chapter 169 of the Public Laws of 1921 and Chapter 431 of the Public Laws of 1933, relating to ice cream plants, creameries and cheese factories, in Burke County, (applicable also to Catawba County), with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 945, a bill to quiet title to real property acquired through tax or street assessment foreclosure proceedings in Forsyth County, to provide limitations on suits brought relating to the same, and for other purposes, with a favorable report.

H. B. 946, a bill designating fees to be collected by the clerk of the Superior Court of Forsyth County, North Carolina, with a favorable report.

H. B. 948, a bill to repeal Chapter 577, Public Local Laws, 1911, relating to public sales of property belonging to Rutherford County, with a favorable report, as amended.

H. B. 949, a bill to appeal certain provisions of Chapter 460 of the Public Local Laws of 1931, as amended by Chapter 67 of the Public Local Laws of 1935, relative to the Pitt County Peace Officers Protective Association, with a favorable report.

H. B. 952, a bill to repeal certain provisions of Section 1582 (b) of the Consolidated Statutes of North Carolina, and to provide for the appointment of a recorder and solicitor in Henderson County, with a favorable report.

H. B. 954, a bill to allow the voters of Iredell County to express their will as to increasing terms of certain county officers from two to four years, with a favorable report.

H. B. 955, a bill relating to the limitations of cost for foreclosure of tax sales certificates in Yadkin County, with a favorable report.

S. B. 365, a bill to protect trees on private property, with an unfavorable report.

S. B. 413, a bill to amend Chapter 580, Public Local Laws of 1937, authorizing the County Commissioners of Onslow County to furnish clerical assistants for register of deeds and clerk of the Superior Court, with a favorable report.

S. B. 421, a bill providing for the reappointment of commissioners of the Iredell-Rowan County drainage district No. 1, ratifying actions of said commissioners heretofore appointed, and to provide for the collection of delinquent assessments therein, with a favorable report.

S. B. 422, a bill to amend Chapter 69 of the Public Local Laws of 1937,

relative to the compensation of commissioners of Avery County, with a favorable report.

S. B. 425, a bill to amend Section 4106 of the Consolidated Statutes of North Carolina, so as to allow a jury summoned or appointed to allot dower in the county where the dower proceeding is pending to go upon, view, assess and allot land lying in any other county or counties, when agreeable to and convenient to said jury, with a favorable report.

H. B. 853, a bill to amend Chapter 486 of the Public Laws of 1935, relative to the game laws of North Carolina, with a favorable report.

H. B. 914, a bill to amend the charter of the city of Winston-Salem, relative to the advertising for sale of real property, with a favorable report.

H. B. 940, a bill to provide for the election of county commissioners, judge, solicitor of recorders court of Caldwell County, and surveyor for a term of four years, effective at the general election of the year 1940, with a favorable report.

H. B. 942, a bill to fix the salary of the sheriff of Stanly County, with a favorable report.

S. B. 426, a bill to abolish markers in all elections in Sampson County and to provide for the arrangement of the official county ballots for said county, by amending Sections 26, 27 and Sub-section (c) of Section 9 of Chapter 164 of the Public Laws of 1929, as amended, with a favorable report.

S. B. 429, a bill to increase the term of office of the county surveyor of Johnston County, with a favorable report.

S. B. 430, a bill to amend Chapter 450 of the Public Laws of 1935 and Chapter 126 of the Public Laws of 1937, relating to the issuance of school district refunding and funding bonds, with a favorable report.

S. B. 433, a bill to validate acknowledgments taken by Norma Nunn, of Surry County, as a notary public, with a favorable report.

S. B. 424, a bill to provide for the orderly growth and extension of municipalities within the State of North Carolina, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Corey, the bill is placed upon today's Calendar.

H. B. 957, a bill to amend Chapter 75 of the Public Local Laws of 1935, relating to the rural police system of Mecklenburg County, with a favorable report.

H. B. 873, a bill to amend Chapter 575, Public Local Laws of 1937, by authorizing and empowering the Board of Commissioners of the county of Wilson and the Board of Commissioners of the town of Wilson to appropriate additional funds for the establishment, construction and erection of a free public library of Wilson County, with a favorable report.

S. B. 423, a bill to authorize the Department of Conservation and Development to acquire land by condemnation when necessary for the development of adjacent State property, with a favorable report.

H. R. 1015, a joint resolution authorizing and directing the Secretary of State to have printed four thousand copies of Committee substitute for H. B. 45, as amended, known as "The Machinery Act of 1939," and also to have printed five thousand copies of Committee substitute for H. B. 13, as amended, known as "The Revenue Act of 1939," and that the distribution thereof be under the direction of the Commissioner of Revenue, with a favorable report.

S. B. 432, a bill to authorize the Governor to compensate the Utilities Commissioner for additional services, with a favorable report.

H. B. 787, a bill to create and establish the Laurinburg administrative unit and to provide for the administration and control thereof, with an unfavorable report.

H. B. 906, a bill to provide for local supplement to certain school districts in Richmond County, with an unfavorable report.

S. B. 431, a bill to amend Committee substitute for H. B. 14, the budget appropriation bill, as to appropriations for Attorney General and Secretary of State, with a favorable report.

H. B. 676, a bill to amend Sections 11, 24, 25 and 26 of Chapter 425, Public Laws of 1937, entitled "An act to provide for the inspection of gasoline, kerosene and other petroleum products, etc." with a favorable report.

H. B. 768, a bill to appropriate $50,000.00 for each year of the biennium 1939, 1941 to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that that the ravages of the Japanese beetle might be controlled in this State, thereby preventing the State being placed under quarantine by the federal government, with a favorable report.

H. B. 838, a bill to provide for the appointment of trustees for the Andrews city administrative school unit, reported without prejudice.

H. B. 883, a bill to amend Sections 4882, 4883, 4885, 4886 and 4892, Consolidated Statutes of 1919, providing for indemnity for cattle slaughtered on account of being affected with tuberculosis and paratuberculosis so as to include Bang's disease, with a favorable report.

H. B. 960, a bill creating the office of tax collector for the county of Anson, with a favorable report.

H. B. 961, a bill fixing the salary and providing allowance for travel expense for the sheriff of Anson County, with a favorable report.

H. B. 962, a bill relating to the appointment of rural policemen for Anson County, with a favorable report.

H. B. 896, a bill authorizing the granting of title to the confederate soldiers home property in the city of Raleigh by the State of North Carolina to the city of Raleigh for a confederate memorial park, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gold: S. B. 437, a bill to amend Chapter 107 of the Private Laws of 1931 and all acts amendatory thereof, relating to the charter of the city of High Point.

Upon motion of Senator Gold, the rules are suspended and the bill is placed upon its immediate readings.

The bill passes its second reading.

Senator Joyner objects to its third reading.

Upon motion of Senator Gold, the rules are suspended and the third reading of the bill is taken up for immediate consideration.

The bill passes its third reading and is ordered sent to the House of Representatives.

By Senator Gold: S. B. 438, a bill to amend Chapter 569 of the Public Local Laws of 1913, and Sections 2 and 6 of Chapter 699 of the Public Local Laws of 1927, relating to the municipal court of the city of High Point.

Upon motion of Senator Gold, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Gold: S. B. 439, a bill to amend Chapter 107 of the Private Laws of 1931 and all acts amendatory thereof, relating to the city of High Point, North Carolina.

Upon motion of Senator Gold, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Gold: S. B. 440, a bill to create a board which may issue revenue bonds only for the purpose of acquiring, constructing, operating and maintaining a municipal hospital for the city of High Point.

Referred to Committee on Calendar.

By Senator Gold: S. B. 441, a bill to amend Section 6731 of the Consolidated Statutes, relating to requirements for applicants for examination of trained nurses.

Upon motion of Senator Gold, the bill is placed upon the Calendar.

By Senator Thomas: S. B. 442, a bill to extend the term of office of certain officers of Harnett County and providing for the election of others.

Upon motion of Senator Thomas, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Thomas: S. B. 443, a bill to enable the town of Dunn to sell at private sale a parcel of real estate belonging to the town of Dunn.

Upon motion of Senator Thomas, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Ward: S. B. 444, a bill to amend S. B. 284, ratified March 22, 1939, entitled a bill to be entitled "An act to prescribe the fees for probate and registration of certain right-of-way deeds in Duplin, Pender, Sampson and Bladen Counties," so as to make Columbus County subject to the provisions of said act.

Referred to Committee on Calendar.

By Senator McIntyre: S. B. 445, a bill to amend Chapter 297, Public Local Laws of North Carolina, Session of 1935, providing for an allowance to the sheriff and rural policemen of Robeson County for travelling expenses incurred in line of duty.

Referred to Committee on Calendar.

By Senator Joyner: S. B. 446, a bill relating to the operation of hotels and inns.

Referred to Committee on Calendar.

By Senator Joyner: S. B. 447, a bill to permit R. L. Wilson of Shiloh Township in Iredell County to practice veterinary surgery without securing a license therefor from the Board of Veterinary Medical Examiners.

Referred to Committee on Calendar.

By Senator Folger: S. B. 448, a bill to authorize additional term of court for Stokes County.

Referred to Committee on Calendar.

By Senator Folger: S. B. 449, a bill relating to the levying of taxes in the town of Dobson.

Referred to Committee on Calendar.

By Senator Warren: S. B. 450, a bill to amend Chapter 30 of the Public Laws of 1937, relating to the business of cleaning, dying and/or pressing, and creating a State Dry Cleaners Commission.

Referred to Committee on Calendar.

By Senator Warren: S. B. 451, a bill to amend Section 4428 of the Consolidated Statutes of North Carolina, prescribing the punishment for dealing in lotteries.

Referred to Committee on Calendar.

By Senator Taylor: S. B. 452, a bill to authorize county commissioners to buy and hold real estate and to sell, lease, or otherwise dispose of same.

Referred to Committee on Calendar.

By Senator Price: S. B. 453, a bill to regulate the operation of filling stations in Leaksville Township, Rockingham County, on Sunday.

Upon motion of Senator Price, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lumpkin: S. B. 454, a bill to amend Chapter 211 of the Public Local Laws of 1933, as amended by Chapter 110 of the Public Local Laws of 1935, relative to the expenses of collecting taxes in Franklin County.

Referred to Committee on Calendar.

By Senator Bowers: S. B. 455, a bill extending the term of office of the County Commissioners and Register of Deeds of Avery County and providing for their election quadrennially thereafter.

Referred to Committee on Calendar.

By Senators Hatcher and Bain: S. B. 456, a bill to authorize the officers and enlisted men of the North Carolina National Guard to wear service medals to be prescribed by the State of North Carolina as a part of the regulation uniform.

Referred to Committee on Calendar.

By Senator Umstead: S. B. 457, a bill to amend Chapter 355 of the Public Laws of 1933, as amended, relating to the distribution of State laws, reports and publications to the library of the University of North Carolina.

Referred to Committee on Calendar.

By Senator Separk: S. R. 458, a joint resolution authorizing the Governor to appoint a commission to study a fair labor standards act for North Carolina and to report to the next General Assembly.

Referred to Committee on Calendar.

By Senators Sutton and Larkins: S. R. 459, a joint resolution to provide for an educational and historical pageant in New Bern, North Carolina, commemorating the 175th anniversary of the New Bern schools, and the appointment of committees by the Lieutenant Governor and the Speaker of the House of Representatives to attend said celebration.

Upon motion of Senator Sutton, the rules are suspended and hte resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hughes: S. B. 460, a bill to provide for the election of county commissioners, judge, solicitor of recorders court of Pasquotank County for a term of four years, effective at the general election of the year 1940.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time ,and disposed of as follows:

H. B. 45, a bill to provide for the listing and valuing of all property, real, personal and mixed, at its true value in money, and to provide for the taxation thereof by counties, municipalities, and other local taxing authorities upon a uniform ad valorem basis.

Referred to Committee on Calendar.

S. B. 156, a bill to amend Section 5300 and 5301 of the Consolidated Statutes of North Carolina, so as to more specifically provide for the organization, providing the name, naming the officers and directors, the authority of directors in making assessments by and under drainage canal corporations and for other purposes, for concurrence in the House amendment.

Upon motion of Senator Corey, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 575, a bill to validate the proceedings of the University of North Carolina, relating to the issuance and payment of certain revenue bond of the University payable solely from the revenues of the projects for which they have been or are to be issued.

Referred to Committee on Calendar.

H. B. 585, a bill to amend Chapter 99 of the Public Laws of 1917, relative to a special tax levy by the board of county commissioners for the respective counties to be used as a maintenance fund for tubercular hospitals.

Referred to Committee on Calendar.

H. B. 794, a bill for the relief of Mrs. W. J. Rasberry.

Referred to Committee on Calendar.

H. B. 895, a bill for liquidation of the North Carolina Real Estate Commission.

Referred to Committee on Calendar.

H. B. 966, a bill to amend Paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant cities and towns in Buncombe County additional power for regulation of the operation of for hire cars.

Referred to Committee on Calendar.

H. B. 959, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in the town of Elkin in Surry County.

Referred to Committee on Calendar.

H. B. 970, a bill to submit to the qualified voters of the town of Morehead City the question of levying an annual tax of not more than fifteen cents on each one hundred dollars valuation on all property in said town for maintenance and operation of the municipally owned hospital.

Referred to Committee on Calendar.

H. B. 971, a bill to amend the charter of the town of Morehead City, North Carolina.

Referred to Committee on Calendar.

H. B. 981, a bill to permit fishing with hook and line and rod and reel in commercial waters of Caswell County.

Referred to Committee on Calendar.

H. B. 983, a bill to permit fishing with hook and line in Bertie County.

Referred to Committee on Calendar.

H. B. 987, a bill requiring the approval of the Board of Commissioners of Warren County in the expenditure of any money by the Warren County Alcoholic Beverage Control Board for the erection of any building.

Referred to Committee on Calendar.

H. B. 751, a bill to correct uncertainty in the location of the line between the counties of Wilkes and Alleghany.

Referred to Committee on Calendar.

H. B. 1020, a bill to require a general audit in Mitchell County.

Referred to Committee on Calendar.

H. B. 989, a bill to place Miss Flora Buchanan on the pension rolls.

Referred to Committee on Calendar.

H. B. 1016, a bill to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Hertford County.

Referred to Committee on Calendar.

H. B. 1021, a bill to repeal H. B. 692, ratified on the 20th day of March, 1939, being entitled a bill to be entitled "An act extending the term of office of the county commissioners, the recorder and the solicitor of the recorders court of Carteret County from two to four years".

Referred to Committee on Calendar.

H. B. 851, a bill to amend the revenue bond act of 1938 by including as an undertaking as defined by said act, teacherages.

Referred to Committee on Calendar.

H. B. 958, a bill to amend Chapter 246, Private Laws, 1905, relating to the charter of the town of Macon in Warren County.

Referred to Committee on Calendar.

H. B. 790, a bill to amend Chapter 15, Private Laws of 1923, entitled "An act to revise and consolidate the charter of the city of Elizabeth City", relating to claims and demands arising in tort against said city.

Referred to Committee on Calendar.

H. B. 859, a bill to amend Chapter 486 of the Public Laws of 1935, relative to the sale of quail in this State.

Referred to Committee on Calendar.

H. B. 878, a bill to amend Section 349 of Chapter 136 of the Public Laws of 1923, relating to attendance officers.

Referred to Committee on Calendar.

H. B. 879, a bill assenting to the provisions of the act of Congress entitled "An act to provide that the United States shall aid the states in wild life restoration projects, and for other purposes", approved September 2, 1937.

Referred to Committee on Calendar.

H. B. 1018, a bill to provide for the collection of the delinquent taxes in Bertie County.

Referred to Committee on Calendar.

H. B. 968, a bill to permit fishing with a hook and line and/or rod and reel at any time of the year in the Pasquotank River.

Referred to Committee on Calendar.

H. R. 1043, a joint resolution extending appreciation and thanks to Honorable U. S. Page, and others of Bladen County.

Referred to Committee on Calendar.

H. B. 963, a bill to appoint members of the Board of Education of Bladen County.

Referred to Committee on Calendar.

H. B. 964, a bill to regulate the grand jury of Robeson County.

Referred to Committee on Calendar.

H. B. 967, a bill to provide compensation to the parents of Walter McGee, deceased, who was killed by a school bus at Rural Hall School, Forsyth County.

Referred to Committee on Calendar.

H. B. 982, a bill to permit fishing with hook and line and with rod and reel in commercial waters of Chowan County, (applicable also to Gates County).

Referred to Committee on Calendar.

H. B. 1017, a bill to amend Chapter 602, Public Local Laws of 1913, Regular Session, Chapter 422 of Public Local Laws of 1915, Chapter 181 of Public Local Laws of 1935, relating to the Recorders Court of Harnett County.

Referred to Committee on Calendar.

H. B. 162, a bill to appropriate the sum of four thousand dollars to improve the oyster industry in Pamlico County, North Carolina.

Referred to Committee on Calendar.

H. B. 466, a bill relative to printing for the State of North Carolina.

Referred to Committee on Calendar.

H. B. 733, a bill to provide for the collection of the delinquent taxes in Pasquotank County.

Referred to Committee on Calendar.

H. B. 830, a bill to provide an additional plan to establish special county courts.

Referred to Committee on Calendar.

H. B. 856, a bill to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor.

Referred to Committee on Education.

H. B. 905, a bill to provide for the control of livestock diseases.

Referred to Committee on Calendar.

H. B. 1093, a bill to appoint a tax collector and county accountant for Yancey County and define their duties.

Upon motion of Senator Hatcher, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Monday, March 27, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 1016, entitled, a bill to be entitled "An act to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Hertford County", for further consideration by the House.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Halstead, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 390, a bill to authorize the county of Cabarrus to erect and equip an addition to Cabarrus County Hospital and to issue bonds therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

The bill is ordered enrolled.

H. B. 645, a bill authorizing the levy of tax for park and recreation purposes by the city of Charlotte upon vote of the qualified voters of the city, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

The bill is ordered enrolled.

H. B. 833, a bill fixing filing fees of candidates in municipal elections in the town of Beaufort, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

The bill is ordered enrolled.

H. B. 834, a bill validating outstanding indebtedness of the town of Morehead City authorizing and empowering the Board of Town Commissioners to adjust the town's indebtedness and validating refunding and funding bonds to be issued thereunder, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine,

Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

The bill is ordered enrolled.

S. B. 391, a bill to amend the charter of the town of Tarboro, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

S. B. 405, a bill to authorize the Board of Commissioners of Duplin County to issue bonds for Rockfish Township for building a community building and to levy a tax for payment of same on property in said township, when authorized by the qualified voters thereof, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

H. B. 416, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Anson County, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

S. B. 428, a bill to enlarge the boundaries of the town of Coats, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis,

Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

H. B. 701, a bill to establish the true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the county's necessary governmental functions, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

H. B. 765, a bill to validate all proceedings relative to th ecreation and organization of the Bessemer sanitary district in Guilford County, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

H. B. 777, a bill to submit to the voters of the town of Sanford an amendment to the charter extending terms of municipal officers to four years, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

H. B. 788, a bill to amend Chapter 119, Private Laws of 1909, same being "An act to incorporate the town of St. Pauls, in Robeson County", so as to provide compensation for the mayor and commissioners of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

H. B. 808, a bill to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville so as to authorize the board of aldermen to employ a city manager upon the adoption of said act by referendum, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

H. B. 815, a bill to amend the charter of the town of Wilson so as to enlarge the corporate limits of said town and so as to exclude from said corporate limits certain vacant property now within the limits of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

H. B. 839, a bill to permit the citizens of Bentonville Township, Johnston County, to hold a local tax election for the purpose of erecting a school building, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Fearing, Folger, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Price, Prince, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—39.

S. B. 396, a bill to amend Chapter 420, Private Laws, 1901, relating to the incorporation of the Farmers Mutual Fire Insurance Association of Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 406, a bill to extend the terms of office of county commissioners, county treasurer, county recorder, county surveyor and county cotton weigher of Cabarrus County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 231, a bill to authorize the Board of Commissioners of Pamlico County to provide for a social service case worker.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 611, a bill to fix the compensation of the county surveyor of Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 712, a bill to amend Chapter 49 of the Public Local Laws of 1933, relating to the salaries of county officers of Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 802, a bill to repeal Chapter 423 of the Public Local Laws of 1931, relating to the posting of notices of meetings of the County Commissioners of Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 804, a bill to amend Chapter 17 of the Public Local Laws of 1921, relative to the treasurer of Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 806, a bill to amend Chapter 640 of the Public Local Laws of 1915, relating to the Recorders Court for the town of La Grange and Moseley Hall Township in Lenoir County.

Passes its second and third readings and is ordered enrolled.

H. B. 829, a bill to establish an historical commission for Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 836, a bill prohibiting the opening and operation of barber shops on Sunday in Alexander County.

Passes its second and third readings and is ordered enrolled.

H. B. 849, a bill to ratify former acts of the Board of Commissioners of Lee County and to provide for expenditure of funds for law enforcement.

Passes its second and third readings and is ordered enrolled.

H. B. 850, a bill to amend Chapter 89 of the Public Laws of 1931 to provide for the transfer to the Superior Court of all cases in the county criminal court of Lee County in which a jury trial is demanded.

Passes its second and third readings and is ordered enrolled.

H. B. 852, a bill to authorize the Board of Education and Board of Com-

missioners of Lee County to construct a teacherage at the Greenwood School in Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 862, a bill to itemize the fees to be charged by Justices of the Peace in Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 863, a bill to modify Chapter 66, Public Local and Private Laws, North Carolina, Session 1931, which act is entitled "An act to restrict and limit the powers of the Board of Commissioners of the town of East Flat Rock in North Carolina."

Upon motion of Senator Prince, action on the bill is postponed indefinitely.

H. B. 875, a bill relative to the term of office of the County Commissioners of Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 876, a bill to amend Chapter 82, Public Local Laws of 1933, relating to Recorders Court of Lexington.

Passes its second and third readings and is ordered enrolled.

H. B. 882, a bill to amend Chapter 651, Public Laws, 1909, as amended, relating to the jurisdiction of the municipal court for the city of Greensboro.

Passes its second and third readings and is ordered enrolled.

H. B. 886, a bill to have certain county officers of Caswell County to render semi-annual reports to the board of county commissioners of said county and to have said commissioners publish said reports and other reports and also publish the monthly expenditures of the board of county commissioners of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 888, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 890, a bill relating to the salary of the assistant clerk of the Superior Court of Columbus County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 891, a bill to compensate A. H. Wearn for services as acting chairman of the Board of County Commissioners of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 893, a bill providing for payments of five dollars per meeting to members of the Elizabeth City Police Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 894, a bill to provide for a paid deputy sheriff force and more efficient law enforcement in Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 901, a bill to provide for appointment of an anti-rabies inspector in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 902, a bill to allow further time in which to bring tax foreclosure suits in Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 904, a bill naming the hard surfaced road from Henderson, North Carolina, to Townsville, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 910, a bill to authorize the Board of Commissioners of Bertie County to contribute to the relief fund necessitated by the recent tornado in Greens Cross section of Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 911, a bill to amend Chapter 485 of the Public Local Laws of 1935, relative to the fees of various Justices of the Peace of Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 916, a bill to ratify tax sales in Forsyth County held on the wrong date.

Passes its second and third readings and is ordered enrolled.

H. B. 915, a bill to exempt Forsyth County from certain provisions of Chapter 260 of the Public Laws of 1931, relative to the filing of a list with the Register of Deeds containing the names of taxpayers on whose property a lien or interest is had.

Passes its second and third readings and is ordered enrolled.

H. B. 921, a bill to extend the term of the Register of Deeds of Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 923, a bill to amend Chapter 181, Private Laws, Session 1901 and acts amendatory thereto, relating to the town of Angier.

Passes its second and third readings and is ordered enrolled.

H. B. 932, a bill to empower the mayor and Board of Commissioners of the town of Scotland Neck to sell certain real estate at public or private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 934, a bill to authorize the Board of County Commissioners of Greene County to transfer the duties of the clerk to the Board of County Commissioners of said county to some other suitable officer in said county.

Passes its second and third readings and is ordered enrolled.

H. R. 978, a joint resolution extending appreciation and gratification to Honorable D. L. Ward, A. A. Kafer and others.

Passes its second and third readings and is ordered enrolled.

H. R. 985, a joint resolution appointing a commission to attend the centennial celebration of Duke University and to represent the State of North Carolina in welcoming visitors to that occasion.

Passes its second and third readings and is ordered enrolled.

S. B. 424, a bill to provide for the orderly growth and extension of municipalities within the State of North Carolina, upon second reading.

The substitute offered by the Committee is adopted, constituting the first reading of the bill and the bill takes its place on the second reading roll call Calendar.

H. B. 107, a bill to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters in elections and primaries and providing for assistance to handicapped voters.

Senator Folger offers an amendment.

Upon the adoption of the amendment offered by himself, Senator Folger calls for the ayes and noes.

The call is sustained.

The amendment is adopted, ayes 24, noes 20, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Barber, Blythe, Bruton, Clark, Council, Fearing, Folger, Gardner, Gold, Gray, Hatcher, Hughes, Joyner, McIntyre, Morphew, Price, Rodman, Smith, Sutton, Taylor, Ward, Watkins,—24.

Those voting in the negative are: Senators Ballentine, Bellamy, Boyette, Corey, Curtis, Eagles, Gibbs, Graham, Gregory, Halstead, Jewell, Long, Lumpkin, Prince, Separk, Spruill, Thomas, Umstead, Warren, Wellons,—20.

The bill passes its second reading and upon objection by Senator Lumpkin to its third reading the bill remains upon the Calendar.

Upon motion of Senator Spruill, the Senate recesses to meet tonight at 8 o'clock.

EVENING SESSION

SENATE CHAMBER,
Monday, March 27, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Ballentine, the courtesies of the floor are extended to former Senator Lunsford Long and Mrs. Long of Wake County.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to Honorable James R. Poole of Johnston County.

Upon motion of Senator Spruill, Miss Katherine Stewart is made an honorary page of the Senate.

Upon motion of Senator Ballentine, the courtesies of the floor are extended to Mrs. W. P. Horton and former Senator J. M. Broughton and Mrs. Broughton.

Upon motion of Senator Boyette, the courtesies of the floor are extended to Judge Donald Phillips of the 13th Judicial District.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to Dr. C. K. Proctor, Superintendent of Oxford Orphanage in Granville County.

Upon motion of Senator Larkins, H. B. 636, a bill enlarging the jurisdiction of the mayor of Morehead City, North Carolina, is taken from the Committee on Counties, Cities and Towns and placed upon the Calendar.

Upon motion of Senator Separk, S. B. 73, a bill to amend Chapter 409 of the Public Laws of North Carolina of 1937, known as the maximum hour law and Section 6554 of the Consolidated Statutes of North Carolina, as amended, relative to hours of labor for employees of retail and wholesale florists, is taken from the Committee on Manufacturing, Labor and Commerce and re-referred to the Committee on Calendar.

Upon motion of Senator Separk, S. B. 294, a bill to prevent intimidation of employees by employers, is taken from the Committee on Manufacturing, Labor and Commerce and re-referred to the Committee on Calendar.

Upon motion of Senator Palmer, H. B. 498, a bill to fix the compensation of the solicitors or prosecuting attorneys and the recorders of the several recorders courts of Robeson County, is taken from the Committee on Salaries and Fees and re-referred to the Committee on Calendar.

Upon motion of Senator Palmer, H. B. 624, a bill to fix the fees of witnesses in courts of justices of the peace in Lincoln County, is taken from the Committee on Salaries and Fees and re-referred to the Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bruton, for the Committee on Justices of the Peace:

S. B. 243, a bill to appoint W. L. Vaughan, Justice of the Peace, with a favorable report.

By Senator Rodman, for the Committee on Calendar:

H. B. 182, a bill to amend Chapter 407 of the Public Laws of 1937, requiring the registration of motor vehicles and requiring the payment of fees thereon, etc. with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bruton: S. B. 461, a bill to repeal S. B. number 219, relating to Richmond County commissioners.

Upon motion of Senator Bruton, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Thomas: S. B. 462, a bill to amend Chapter 598 of the Public Local Laws of 1911, as amended, relating to the Recorders Court of the town of Dunn.

Upon motion of Senator Thomas, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Ballentine: S. B. 463, a bill to grant plumbing and heating contractor's license to plumbing or heating inspectors of ten years service.

Referred to Committee on Calendar.

By Senator Ballentine: S. B. 464, a bill to authorize and empower the Secretary of State to dispose of certain damaged and unsaleable books now in his possession.

Referred to Committee on Calendar.

By Senator Watkins: S. B. 465, a bill to amend Chapter 273 of the Public Laws of 1929, relating to the punishment of makers of worthless checks making the same applicable to Granville County.

Referred to Committee on Calendar.

By Senator Morphew: S. B. 466, a bill to repeal Chapter 54 of the Public Local Laws of 1933, relative to the compensation of the deputy clerk of the Superior Court and to fix the salary of the clerk of the Superior Court of Graham County.

Upon motion of Senator Morphew, the bill is placed upon the Calendar.

By Senator Morphew: S. B. 467, a bill to repeal Chapter 150 of the Public Local Laws of 1935, relating to the appointment of a deputy sheriff of Graham County and to provide for compensation for the chairman of the board of county commissioners of said county for his duties in such capacity and for his services while acting as county purchasing agent, and delinquent tax collector.

Upon motion of Senator Morphew, the bill is placed upon the Calendar.

By Senators Palmer and Umstead: S. B. 468, a bill to amend Chapter 49 of the Public Laws of 1937, relating to the manufacture, sale and control of alcoholic beverages in this State.

Referred to Committee on Calendar.

By Senator Smith: S. B. 469, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law."

Referred to Committee on Calendar.

By Senator Smith: S. B. 470, a bill to amend Public Local Laws of 1915, Chapter 520, establishing the Forsyth County Court, and all acts relating thereto, and for other purposes.

Referred to Committee on Calendar.

By Senator Boyette: S. B. 471, a bill to authorize enforcement officers in Moore County to make arrests in the performance of their duties under the provisions of the Alcoholic Control Act.

Upon motion of Senator Boyette, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Boyette: S. B. 472, a bill to amend Consolidated Statute number 1075, Section 1, Chapter 235 of the Public Laws of 1929, relating to duties of the Utilities Commissioner.

Referred to Committee on Calendar.

By Senator Bellamy: S. B. 473, a bill to re-enact Chapter 70 of the Public Local Laws of 1937, as amended, herein relating to collection of back taxes in New Hanover County.

Upon motion of Senator Bellamy, the bill is placed upon the Calendar.

By Senator Bellamy: S. B. 474, a bill to amend H. B. number 764 of the present Session of the General Assembly, relative to police pension of the city of Wilmington.

Referred to Committee on Calendar.

By Senator Palmer: S. B. 475, a bill to amend Section 1572 of the Consolidated Statutes as applicable to trials in Recorders Court in Cabarrus County.

Referred to Committee on Calendar.

By Senator Curtis: S. B. 476, a bill relating to the changing of the southern corporate limits of the city of Asheville.

Referred to Committee on Calendar.

By Senator McIntyre: S. B. 477, a bill to amend Section 2 of Chapter 228 of the Public Laws of 1933, relating to bastardy.

Referred to Committee on Calendar.

By Senator McIntyre: S. B. 478, a bill to amend Chapter 101 of the Public Laws of 1931, prescribing the penalty for failure to comply with said law as to payment of warehousemen for tobacco sold on warehouse floors.

Referred to Committee on Calendar.

By Senator Wellons: S. B. 479, a bill to amend Article 18 of Sub-chapter IV (entitled Recorders Courts) of the Consolidated Statutes of North Carolina, to limit the territorial jurisdiction of municipal recorders courts, and to prevent an over-lapping of said territorial jurisdiction with the jurisdiction of county recorders courts and general courts.

Referred to Committee on Calendar.

By Senator Wellons: S. B. 480, a bill to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes insofar as said sections relate to markers and assistance to voters in primaries and providing for assistance to handicapped voters in primaries in Johnston and Franklin Counties.

Referred to Committee on Calendar.

By Senator Wellons: S. B. 481, a bill to provide a commission to advise the citizens of North Carolina as to the value of pulp wood and an orderly marketing thereof.

Referred to Committee on Calendar.

By Senator Separk: S. B. 482, a bill to provide a special annual tax levy for Gaston County for the maintenance and support of public libraries.

Upon motion of Senator Separk, the bill is placed upon the Calendar.

By Senator Separk: S. B. 483, a bill to amend Chapter 392 of the Public Laws of 1933, relating to the provisions of the building code council of North Carolina.

Referred to Committee on Calendar.

By Senator Gregory: S. B. 484, a bill to extend the term of office of members of the Board of County Commissioners of Rowan County and to provide for their election.

Upon motion of Senator Gregory, the bill is placed upon the Calendar.

By Senator Corey: S. B. 485, a bill whereby the rank and position of the various members of the 1939 Senate may be determined.

Referred to Committee on Propositions and Grievances.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 903, a bill to authorize the commission to be appointed by the Governor under the provisions of H. B. number 513, 1939 Legislature, to consider the relief of Hyde County by reason of its losses by the acquiring of certain lands in Hyde County by the United States Department of Agriculture for game refuge purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 857, a bill to validate the official acts performed between April 1, 1937, and March 21, 1939, by justices of the peace appointed by Chapter 321 of the Public Laws of 1931.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 767, a bill supplemental to S. B. 47, entitled "An act to amend Chapter 349 of the Public Laws of 1937, relating to 'The Law Enforcement Officers' Benefit' ", ratified February 1, 1939.

Passes its second and third readings and is ordered enrolled.

H. B. 731, a bill to make it a misdemeanor to operate a motor vehicle upon the driveways of public or private institutions while under the influence of intoxicating liquors (applicable also to Burke County).

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 506, a bill providing for voluntary apprenticeship.

Passes its second and third readings and is ordered enrolled.

H. B. 427, a bill to amend Section 1695, relating to the acquisition and condemnation of property by electric telegraph and power companies, and to amend Section 1706 of the Consolidated Statutes, Volume 1, 1919, relative to eminent domain.

Passes its second and third readings and is ordered enrolled.

S. B. 349, a bill to amend Chapter 229 of the Public Laws of 1931, relative to the manufacture and sale of oleomargarine, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes,

Joyner, Larkins, Long, McIntyre, Palmer, Price, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered sent to the House of Representatives.

S. B. 369, a bill to amend Chapter 53 of the Public Laws of 1927, and to repeal Chapters 196 of the Public Laws of 1929 and 233 of the Public Laws of 1933, relating to the manufacture and sale of insecticides and fungicides in North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Palmer, Price, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered sent to the House of Representatives.

S. B. 374, a bill to amend the fertilizer, feed and cotton seed meal laws, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 2, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council Curtis, Eagles, Fearing, Gardner, Gibbs, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

Those voting in the negative are: Senators Cowles, Graham,—2.

The bill is ordered sent to the House of Representatives.

H. B. 687, a bill to amend the Municipal Finance Act, 1921, as amended, the County Finance Act, as amended, the Local Government Act, as amended, and the Act providing for funding and re-funding debts of local units of government other than counties, cities, towns, as amended, relating to funding and refunding of notes and bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Palmer, Price, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

The bill is ordered enrolled.

S. B. 216, a bill to amend Chapter 414 of the Public Laws of 1937, relative to the tax on scrap or untied tobacco, upon second reading.

The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine,

Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Palmer, Price, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

S. B. 276, a bill to regulate certain practices and to impose a tax upon manufacturers of candy and similar products who consign same with individuals or persons other than licensed wholesale or retail merchants in North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Palmer, Price, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

S. B. 342, a bill to establish a sanatorium in Eastern North Carolina for the treatment of tuberculosis, upon second reading.

The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Palmer, Price, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

S. B. 415, a bill to amend Chapter 441 of the Public Laws of 1931, relating to certain special taxes for the expense of quadrennial valuation and other purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Larkins, Long, McIntyre, Palmer, Price, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—36.

H. B. 146, a bill to amend Chapter 165 of the Public Laws of North Carolina, Session 1933, as amended, and that Section of said Chapter designated as Consolidated Statutes 5932, and that Section designated as Consolidated Statutes 6023, relating to the election laws.

The amendment offered by the Committee is adopted.

Senator Austin offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. B. 320, a bill to amend Chapter 319, Public Laws of 1933, relating to the manufacture, transportation and sale of certain beverages.

Upon motion of Senator Barber, action on the bill is postponed indefinitely.

S. B. 359, a bill to appropriate funds for research work at the Agricultural Experiment Station, upon third reading.

Senator Bellamy offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 4, a bill to authorize and direct the Governor to appoint a commission to study and to determine the advisability and feasibility of establishing a nautical school in the State of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 161, a bill to authorize and instruct the Department of Conservation and Development to aid owners of forest land in North Carolina through inspection, instruction and demonstration so that the State's timber supply may be perpetuated.

Senator Bellamy offers an amendment which is adopted.

The amendment offered by the Committee is held out of order.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 165, a bill amending Chapter 179, Public Laws of 1933, as amended by Chapter 54, Public Laws of 1935, it being "An act to regulate the practice of cosmetic art in the State of North Carolina".

Upon motion of Senator Gold, the bill is laid upon the Table.

S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development.

Senator Morphew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 299, a bill to amend the unemployment compensation law as to unemployment caused by commitment to a penal institution.

Upon motion of Senator Bain, the bill is laid upon the Table.

S. B. 392, a bill to provide for the regulation of automobile bodily injury, property damage and collision insurance rates.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 397, a bill to correct a manifest error in certain previous revenue acts and to authorize adjustment of assessments made thereunder.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 398, a bill to appropriate funds for each year of the biennium 1939-1940, 1940-1941, for the administration, operation, development and maintenance of State-owned parks.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 407, a bill to change the date of expiration of motor vehicle license registration from December 31, to October 31.

Upon motion of Senator Corey, the bill is laid upon the Table.

S. B. 409, a bill permitting the Governor, in his discretion, to fix the compensation of the Commissioner of Paroles.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 417, a bill to amend Chapter 30 of Public Laws of 1937, relating to the dry cleaners commission, so as to exclude Burke, Haywood, Forsyth and Harnett Counties therefrom.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 108, a bill to amend Sections 5935 and 6027 of the Consolidated Statutes of North Carolina, so as to require a new State-wide registration of voters.

Upon motion of Senator Morphew, the bill is made a Special Order for Tuesday, March 28, 1939.

H. B. 636, a bill enlarging the jurisdiction of the mayor of Morehead City, North Carolina.

Upon motion of Senator Larkins, action on the bill is postponed indefinitely.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SEVENTY-SECOND DAY

SENATE CHAMBER,
Tuesday, March 28, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his

motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the sixth grade of the Garner School and its teacher, Mrs. Effie Davis Koonce, of Wake County.

Upon motion of Senator Gray, the courtesies of the floor are extended to Judge Clayton Moore of Forsyth County.

Upon motion of Senator Bain, the courtesies of the galleries are extended to Robert H. Edwards of Wayne County.

Upon motion of Senator Ward, the courtesies of the floor are extended to former Senator A. M. Graham of Duplin County.

Upon motion of Senator Larkins, the courtesies of the galleries are extended to Mrs. Fred I. Sutton, wife of Senator Sutton of Lenoir County.

Upon motion of Senator Graham, the courtesies of the floor are extended to former Representative C. B. Phillips of Mecklenburg County.

Upon motion of Senator Warren, the courtesies of the floor are extended to Judge H. J. Rhodes of Alamance County.

Upon motion of Senator Separk, the courtesies of the galleries are extended to Mrs. E. B. Langdell and Mrs. Joe L. Blythe, wife of Senator Blythe of Mecklenburg County.

Upon motion of Senator Gold, the courtesies of the galleries are extended to Mrs. Max Payne of Guilford County.

Upon motion of Senator Umstead, the courtesies of the galleries are extended to Mrs. J. Hampton Price, wife of Senator Price of Rockingham County, Mrs. L. B. Prince, wife of Senator Prince of Henderson County, and Mrs. W. L. Lumpkin, wife of Senator Lumpkin of Franklin County.

Upon motion of Senator Gibbs, the courtesies of the floor are extended to former Senator J. H. Bridgers of Vance County.

Upon motion of Senator Palmer, the courtesies of the floor are extended to former Senator L. T. Hartsell, Jr. of Cabarrus County.

Upon motion of Senator Ballentine, the vote by which H. B. 527, a bill to amend Section 6465, relating to notice of non-payment of life insurance premiums required before forfeiture, failed to pass its second reading is reconsidered and the bill is placed upon the Calendar.

Upon motion of Senator Thomas, H. B. 678, a bill to empower the Morehead City Port Commission to apply to the proper agency of the government of the United States for a grant to the Morehead City Port Commission of the privilege of establishing, operating and maintaining a foreign trade zone within the port of Morehead City and to empower the Morehead City Port Commission to comply with the laws, rules and regulations prescribed by the government of the United States for the establishment and maintenance of such zones, is taken from the Committee on Water Commerce and placed upon the Calendar.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the follow-bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 821, an act to amend Sections 3299 and 3305 of the Consolidated Statutes, Volume 3, 1924, relative to probate and registration.

H. B. 824, an act to regulate the operation of and to prohibit public dances on Sunday in Rowan County.

H. B. 831, an act to amend Chapter 353 of the Public Local Laws of North Carolina of 1915, relating to the city court of Raleigh, by providing for the appointment of assistant clerk or clerks thereof.

H. B. 837, an act to authorize the recording of a true copy of the original map of the town of Andrews in Cherokee County.

H. B. 844, an act to amend Chapter 281, Public Laws of 1933, exempting Jackson County from the provisions of Chapter 160, Public Laws, 1933, relating to crop liens and federal chattel mortgages.

H. B. 845, an act relating to the terms of Superior Court for Jackson County.

H. B. 884, an act to fix the time and place for the advertisement and sale of lands for taxes in the town of Gibsonville.

H. B. 752, an act to continue the incorporation of the city of Charlotte and codify, amend and consolidate the statutes that constitute the charter of the city of Charlotte, and to repeal certain acts and portions of certain acts constituting a part of its present charter.

H. B. 773, an act to amend the charter of the town of Highlands in Macon County, and to provide for its government and for other purposes.

H. B. 775, an act to amend Chapter 504, Public Local Laws of 1933, same being "An act to abolish the office of auditor of Stokes County and to amend Chapter 483, Public Local Laws, 1931, relating to clerk hire for the clerk of the Superior Court of said county."

H. B. 786, an act to permit the Governor and the Council of State to settle, adjust or compromise any claims for taxes which the State may have against any of the counties of this State.

H. B. 797, an act to amend Chapter 5 of the Public Local Laws of 1937, relating to the duties and salaries of public officers of Northampton County.

H. B. 799, an act to amend Chapter 1 of the Public Laws of the Extra Session of 1936 known as the Unemployment Compensation Law.

H. B. 800, an act to amend S. B. 60, ratified February 24, 1939, amending Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law."

H. B. 801, an act to amend S. B. 59, ratified February 15, 1939, amending Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law.

H. B. 803, an act to authorize the County Board of Education of Currituck County to sell certain school property in said county which is no longer used for school purposes, without first advertising and selling the same at public auction.

H. B. 805, an act to validate the acts of E. H. Chappell as Justice of the Peace.

H. B. 813, an act to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount and authorizing the construction and operation of a municipal swimming pool.

H. B. 700, an act to amend Chapter 45 of the Private Laws of 1931, relating to the charter of the town of Chapel Hill.

H. B. 707, an act to authorize taxing districts, local improvement districts, school districts and cities, counties, towns and villages in North Carolina to avail themselves of the provisions of the federal bankruptcy laws.

H. B. 720, an act to create the office of tax collector of Caswell County, and to fix the salaries of the sheriff and county accountant of said county.

H. B. 723, an act relating to drainage in the city of Rocky Mount and to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount.

H. B. 734, an act to amend Section 1608 of the Consolidated Statutes, Volume 3, as amended, relating to county Recorders Courts in Alexander County.

H. B. 739, an act to extend the jurisdiction of police officers of the town of Asheboro in Randolph County to include all that territory situate within two miles of the corporate limits of said town.

H. B. 745, an act to amend Chapter 25, Private Laws, Extra Session, 1913, relating to the town of Fair Bluff, in Columbus County.

H. B. 746, an act to amend the charter of the town of Brunswick in Columbus County.

H. B. 747, an act to amend Chapter 124 of the Private Laws of 1901, being the charter of the town of Laurinburg.

H. B. 757, an act to extend the corporate limits of the city of Concord.

H. B. 771, an act to authorize joint acquisitions, construction, improvement, maintenance and operation of sewerage works by adjoining or adjacent municipal corporations and to authorize the financing of such works.

H. B. 592, an act requiring sheriffs, police departments and constables to keep a register of confiscated, seized or found articles, and authorizing the sale and disposition thereof.

H. B. 598, an act to validate certain outstanding bonds and indebtedness of the county of Lee, and to provide for the refunding or funding of such bonds and indebtedness.

H. B. 599, an act to amend Section 6018 of the Consolidated Statutes of North Carolina, so as to change the date of primary elections to the last Saturday in May.

H. B. 600, an act to set the salary of the chairman and members of the Board of County Commissioners of Madison County.

H. B. 613, an act to facilitate the collection of taxes and assessments in Carteret County and its subdivisions.

H. B. 627, an act to provide for the appointment of a county veterinarian in Halifax County and outlining his duties.

H. B. 643, an act concerning trusts and trustees and the administration of trusts and to make uniform the law with reference thereto.

H. B. 647, an act to amend Chapter 126 of the Public Laws of 1935, being "An act providing for the extension of assessments."

H. B. 663, an act to validate certain bonds heretofore issued by the county of Catawba, and to provide for the payment of said bonds.

H. B. 667, an act to amend Section 1156 of the Consolidated Statutes, as amended, relative to classes of stock.

H. B. 669, an act concerning common trust funds and to make uniform the law with reference thereto.

H. B. 679, an act to amend Section 1600 of Consolidated Statutes, Volume 1, 1919, relating to the establishment of municipal Recorders Courts.

H. B. 686, an act to amend Chapter 49 of the Public Laws of 1937, relating to the bonds of members of county boards of alcoholic control.

H. B. 373, an act to amend Chapter 441 of the Public Laws of 1931, relative to certain special taxes in Duplin, Dare, Avery and other counties, and making same applicable to Orange County.

H. B. 467, an act amending the charter of the town of Oxford, Granville County, extending and enlarging the corporate limits thereof and providing for a special election to ratify same.

H. B. 468, an act to amend Section 1890 of the Consolidated Statutes of North Carolina, Volume 1, 1919, as amended by Chapter 106, Public Laws of 1933, relating to the licensing of boats using purse seines or shirred nets, and to fix the license fee for non-resident employees on such boats or vessels.

H. B. 513, an act to authorize the Governor to appoint a commission to consider the relief of Swain County by reason of its losses by the establishment of the Great Smoky Mountains National Park. (Applies also to Haywood County).

H. B. 524, an act to repeal Chapter 206 of the Public Laws of 1931, relating to the classification of eggs and the regulation of the sale thereof.

H. B. 530, an act to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to terms of Superior Court in Lee County.

H. B. 561, an act to prescribe the fees for the office of clerk of the Superior Court of Wayne County.

H. B. 564, an act to continue the corporate existence of Woodlawn Community, Incorporated.

H. B. 586, an act to provide a special annual tax levy for Mecklenburg County for the maintenance and support of public libraries.

H. B. 591, an act to amend Chapter 103 of the Private Laws of 1883, relative to elections in the town of Maiden, North Carolina.

S. B. 353, an act creating five districts in Granville County for the selection of county commissioners and members of the Board of Education.

S. B. 367, an act to amend Chapter 304 of the Private Laws of North Carolina of 1907, relating to the incorporation of the Tabernacle Baptist Church of Raleigh.

H. B. 14, an act to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes.

H. B. 29, an act to provide educational facilities for the patients at the North Carolina Orthopedic Hospital at Gastonia, North Carolina.

H. B. 64, an act to authorize the Revenue Commissioner to refund $244.65 tax paid on gasoline used in the manufacture of furniture.

H. B. 81, an act to amend Consolidated Statutes, 5168 (q), Volume 3, 1924, and to repeal Consolidated Statutes, 5168 (s) and 5168 (t), relative to the payment of Confederate pensions.

H. B. 97, an act to amend Chapter 433 of the Public Local Laws of 1937, amending the charter of the town of Atlantic Beach, conferring authority to levy general property taxes.

H. B. 102, an act to license and regulate the operation of road houses, cabin camps, tourist camps, public dance halls and tourist homes in this State.

H. B. 225, an act to regulate the sale of nursery stock where guarantees are made.

H. B. 239, an act to increase the members of the Board of Education for Pasquotank County.

H. R. 515, a joint resolution to authorize and empower the Governor of North Carolina to name and appoint a commission of seven members to serve without compensation, for the purpose of determining ways and means of providing more suitable and adequate instruction in the public

schools for exceptional children and to make recommendations to the Governor and General Assembly of 1941.

H. R. 685, a joint resolution requesting the Commanding General at Fort Bragg, North Carolina, to transmit a bronze likeness of David Crockett to the mayor and town council of the city of San Antonio in the state of Texas.

S. B. 150, an act to amend Chapter 21 of the Private Laws of 1935, relative to the charter of the town of Carolina Beach.

S. B. 264, an act to amend Chapter 335 of the Public Laws of 1929, relating to fishing licenses in Catawba County.

S. B. 280, an act to validate certain street and sidewalk paving assessments in the town of Littleton in Halifax and Warren Counties and to extend the time in which actions may be instituted to collect said assessments.

S. B. 286, an act to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Burke County.

S. B. 329, an act to regulate the hunting of foxes in Granville County.

S. B. 334, an act to establish a schedule of fees for the Justices of the Peace of Pasquotank and Camden Counties.

S. B. 344, an act to amend Section 1259 of the Consolidated Statutes of 1919, Volume 1, as amended, relating to the fees of officers and witnesses in criminal action in the Superior and Recorders Courts of Johnston County.

S. B. 346, an act to authorize the city of Shelby, a municipal corporation, to sell certain real estate.

H. B. 915, an act to exempt Forsyth County from certain provisions of Chapter 260 of the Public Laws of 1931, relative to the filing of a list with the Register of Deeds containing the names of taxpayers on whose property a lien or interest is had.

H. B. 916, an act to ratify tax sales in Forsyth County held on the wrong date.

H. B. 921, an act to extend the term of the Register of Deeds of Orange County.

H. B. 932, an act to empower the mayor and board of commissioners of the town of Scotland Neck to sell certain real estate at public or private sale.

H. B. 934, an act to authorize the board of county commissioners of Greene County to transfer the duties of the clerk to the board of county commissioners of said county to some other suitable officer in said county.

H. B. 1093, an act to appoint a tax collector and county accountant for Yancey County and define their duties.

H. B. 875, an act relative to the term of office of the county commissioners of Brunswick County.

H. B. 876, an act to amend Chapter 82, Public Local Laws of 1933, relating to Recorders Court of Lexington.

H. B. 882, an act to amend Chapter 651, Public Laws, 1909, as amended, relating to the jurisdiction of the municipal court for the city of Greensboro.

H. B. 886, an act to have certain county officers of Caswell County to render semi-annual reports to the board of county commissioners of said county and to have said commissioners publish said reports and other reports and also publish the monthly expenditures of the board of county commissioners of said county.

H. B. 888, an act to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Rowan County.

H. B. 893, an act providing for payments of five dollars per meeting to members of the Elizabeth City Police Commission.

H. B. 894, an act to provide for a paid deputy sheriff force and more efficient law enforcement in Catawba County.

H. B. 901, an act to provide for appointment of an anti-rabies inspector in Brunswick County.

H. B. 902, an act to allow further time in which to bring tax foreclosure suits in Hyde County.

H. B. 910, an act to authorize the board of commissioners of Bertie County to contribute to the relief fund necessitated by the recent tornado in Greens Cross Section of Bertie County.

H. B. 911, an act to amend Chapter 485 of the Public Local Laws of 1935, relative to the fees of various Justices of the Peace of Wayne County.

H. B. 712, an act to fix the salary of the sheriff of Hertford County.

H. B. 802, an act to repeal Chapter 423 of the Public Local Laws of 1931, relating to the posting of notices of meetings of the county commissioners of Currituck County.

H. B. 804, an act to amend Chapter 17 of the Public Local Laws of 1921, relative to the treasurer of Currituck County.

H. B. 806, an act to amend Chapter 640 of the Public Local Laws of 1915, relating to the Recorders Court for the town of La Grange and Moseley Hall Township in Lenoir County.

H. B. 829, an act to establish an historical commission for Washington County.

H. B. 833, an act fixing filing fees of candidates in municipal elections in the town of Beaufort.

H. B. 834, an act validating outstanding indebtedness of the town of Morehead City, authorizing and empowering the board of town commissioners to adjust the town's indebtedness and validating refunding and funding bonds to be issued thereunder.

H. B. 836, an act prohibiting the opening and operation of barber shops on Sunday in Alexander County.

H. B. 849, an act to ratify former acts of the board of commissioners of Lee County and to provide for expenditure of funds for law enforcement.

H. B. 850, an act to amend Chapter 89 of the Public Laws of 1931 to provide for the transfer to the Superior Court of all cases in the county criminal court of Lee County in which a jury trial is demanded.

H. B. 852, an act to authorize the board of education and board of commissioners of Lee County to construct a teacherage at the Greenwood School in Lee County.

H. R. 978, a joint resolution extending appreciation and gratification to Honorable D. L. Ward, A. A. Kafer and others.

H. R. 985, a joint resolution appointing a commission to attend the centennial celebration of Duke University and to represent the State of North Carolina in welcoming visitors to that occasion.

S. B. 156, an act to amend Sections 5300 and 5301 of the Consolidated Statutes of North Carolina, so as to more specifically provide for the organization, providing the name, naming the officers and directors, the authority of directors in making assessments by and under drainage canal corporations and for other purposes.

S. B. 297, an act to provide an election to determine the question as to whether or not Iredell County should levy taxes and issue bonds for the purpose of acquiring, erecting, enlarging, altering or equipping school buildings for any school district in Iredell County.

S. B. 340, an act to repeal Chapter 61, Public Local and Private Laws of North Carolina, Session 1931, relating to the charter of the town of Robbinsville in Graham County.

S. B. 360, an act to amend Chapter 218 of Public Local Laws of 1929, relating to chairman of board of county commissioners of Burke County, and to place him on a part-time basis.

S. B. 379, an act to amend Section 1443 of the Consolidated Statutes of North Carolina, as amended by Chapter 387 of the Public Laws of 1937, relating to the terms of the Superior Court in Franklin County.

H. B. 390, an act to authorize the county of Cabarrus to erect and equip an addition to Cabarrus County Hospital and to issue bonds therefor.

H. B. 611, an act to fix the compensation of the county surveyor of Rutherford County.

H. B. 645, an act authorizing the levy of tax for park and recreation purposes by the city of Charlotte upon vote of the qualified voters of the city.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development.

S. B. 398, a bill to appropriate funds for each year of the biennium, 1939-1940, 1940-1941, for the administration, operation, development and maintenance of state-owned parks.

S. B. 359, a bill to appropriate funds for research work at the Agricultural Experiment Station.

S. B. 161, a bill to authorize and instruct the Department of Conservation and Development to aid owners of forest land in North Carolina through inspection, instruction and demonstration, so that the State's timber supply may be perpetuated.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Calendar:

H. B. 466, a bill relative to printing for the State of North Carolina, with an unfavorable report.

H. R. 538, a joint resolution designating certain part of United States highways, numbers 23 and 25, in Western North Carolina as the "Robert E. Lee Highway", with a favorable report.

H. B. 575, a bill to validate the proceedings of the University of North Carolina, relating to the issuance and payment of certain revenue bonds of the university payable solely from the revenues of the projects for which they have been or are to be issued, with a favorable report.

H. B. 585, a bill to amend Chapter 99 of the Public Laws of 1917, relative to a special tax levy by the boards of county commissioners for the respective counties to be used as a maintenance fund for tubercular hospitals, with a favorable report.

H. B. 607, a bill to regulate hunting in Ashe County, with an unfavorable report.

H. B. 726, a bill to amend Section 2591 of the Consolidated Statutes, relating to the reopening of judicial and other sales on advanced bids, with an unfavorable report.

H. B. 733, a bill to provide for the collection of the delinquent taxes in Pasquotank County, with a favorable report, as amended.

H. B. 751, a bill to correct uncertainty in the location of the line between the counties of Wilkes and Alleghany, with a favorable report.

H. B. 790, a bill to amend Chapter 15, Private Laws of 1923, entitled "An act to revise and consolidate the charter of the city of Elizabeth City," relating to claims and demands arising in tort against said city, with a favorable report.

H. B. 847, a bill to extend the terms of office of the judge and the prosecuting attorney of the Recorders Court of Sampson County, and to provide for the election of the prosecuting attorney of said court, with a favorable report.

H. B. 851, a bill to amend the "Revenue Bond Act of 1938" by including as an undertaking as defined by said act, teacherages, with a favorable report.

H. B. 859, a bill to amend Chapter 486 of the Public Laws of 1935, relative to the sale of quail in this State, with a favorable report.

H. B. 870, a bill to enable the county of New Hanover and the city of Wilmington to make proper provision for the maintenance of the indigent sick and afflicted poor, with a favorable report.

H. B. 878, a bill to amend Section 349 of Chapter 136 of the Public Laws of 1923, relating to attendance officers, with a favorable report.

H. B. 879, a bill assenting to the provisions of the act of Congress entitled "An act to provide that the United States shall aid the states in wild life restoration projects, and for other purposes", approved September 2, 1937, with a favorable report.

H. B. 895, a bill for liquidation of the North Carolina Real Estate Commission, with a favorable report.

H. B. 897, a bill to open certain creeks in Pamlico County for shrimp and mullett fishing, with an unfavorable report.

H. B. 900, a bill relative to the salary of the deputy recorder of New Hanover County, with a favorable report.

H. B. 936, a bill to amend Chapter 389 of the Public Laws of 1937, relating to the state-wide stock law in Currituck County, with a favorable report, as amended.

H. B. 938, a bill to provide for the systematic retirement of the members of the board of education of Burlington city administrative school unit and the appointment of successors, with a favorable report.

H. B. 959, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in the town of Elkin in Surry County, with a favorable report.

H. B. 967, a bill to provide compensation to the parents of Walter McGee deceased, who was killed by a school bus at Rural Hall School, Forsyth County, with an unfavorable report.

H. B. 968, a bill to permit fishing with a hook and line and/or rod and reel at any time of the year in the Pasquotank River, with an unfavorable report.

H. B. 970, a bill to submit to the qualified voters of the town of Morehead City the question of levying an annual tax of not more than fifteen cents on each one hundred dollars valuation on all property in said town for maintenance and operation of the municipally-owned hospital, with a favorable report.

H. B. 971, a bill to amend the charter to the town of Morehead City, North Carolina, with an unfavorable report.

H. B. 981, a bill to permit fishing with hook and line with rod and reel in commercial waters of Caswell County, with an unfavorable report.

H. B. 982, a bill to permit fishing with hook and line and with rod and reel in commercial waters of Chowan County (applicable also to Gates County), with an unfavorable report.

H. B. 983, a bill to permit fishing with hook and line in Bertie County, with an unfavorable report.

H. B. 987, a bill requiring the approval of the board of commissioners of Warren County in the expenditure of any money by the Warren County alcoholic beverage control board for the erection of any building, with a favorable report.

H. B. 989, a bill to place Miss Flora Buchanan on the pension rolls, with an unfavorable report.

H. B. 1018, a bill to provide for the collection of the delinquent taxes in Bertie County, with a favorable report.

H. B. 1021, a bill to repeal H. B. 692, ratified on the 20th day of March 1939, being entitled a bill to be entitled "An act extending the term of office of the county commissioners, the recorder and the solicitor of the Recorders Court of Carteret County from two to four years", with an unfavorable report.

H. R. 1043, a joint resolution extending appreciation and thanks to Honorable U. S. Page, and others, of Bladen County, with a favorable report.

H. B. 958, a bill to amend Chapter 246, Private Laws of 1905, relating to the charter of the town of Macon in Warren County, with a favorable report.

S. B. 73, a bill to amend Chapter 409 of the Public Laws of North Carolina of 1937 known as the maximum hour law and Section 6554 of the Consolidated Statutes of North Carolina, as amended, relative to hours of labor for employees of retail and wholesale florists, with a favorable report.

S. B. 226, a bill relative to the title to the land built up and constructed in the town of Wrightsville Beach in the county of New Hanover as a result of certain erosion control work in said town, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 294, a bill to prevent intimidation of employees by employers, with an unfavorable report.

S. B. 419, a bill to amend the charter of the city of Wilmington, North Carolina, so as to include Greenfield Lake within the boundaries of said city, with an unfavorable report.

S. B. 434, a bill to amend Chapter 393, Public Laws of 1937, so that certain restrictions in the distribution of forest tree seedlings to farmers in soil conservation districts may be removed, with a favorable report.

S. B. 441, a bill to amend Section 6731 of the Consolidated Statutes, relating to requirements for applicants for examination of trained nurses, with an unfavorable report.

S. B. 444, a bill to amend S. B. 284, ratified March 22, 1939, entitled a bill to be entitled "An act to prescribe the fees for probate and registration of certain right-of-way deeds in Duplin, Pender, Sampson and Bladen Counties", so as to make Columbus County subject to the provisions of said act, with a favorable report.

S. B. 445, a bill to amend Chapter 297, Public Local Laws of North Carolina Session of 1935, providing for an allowance to the sheriff and rural policemen of Robeson County for travelling expenses incurred in line of duty, with a favorable report.

S. B. 448, a bill to authorize additional term of court for Stokes County, with a favorable report.

S. B. 449, a bill relating to the levying of taxes in the town of Dobson, with a favorable report.

S. B. 450, a bill to amend Chapter 30 of the Public Laws of 1937, relating to the business of cleaning, dyeing and/or pressing, and creating a State Dry Cleaners Commission, reported without prejudice.

S. B. 452, a bill to authorize county commissioners to buy and hold real estate and to sell, lease or otherwise dispose of same, with a favorable report.

S. B. 454, a bill to amend Chapter 211 of the Public Local Laws of 1933, as amended by Chapter 110 of the Public Local Laws of 1935, relative to the expenses of collecting taxes in Franklin County, with a favorable report.

S. B. 456, a bill to authorize the officers and enlisted men of the North Carolina National Guard to wear service medals to be prescribed by the State of North Carolina as a part of the regulation uniform, with a favorable report.

S. B. 460, a bill to provide for the election of county commissioners, judge, solicitor of Recorders Court of Pasquotank County for a term of four years, effective at the general election of the year 1940, with a favorable report.

S. B. 463, a bill to grant plumbing and heating contractor's license to plumbing or heating inspectors of ten years service, with a favorable report.

S. B. 464, a bill to authorize and empower the Secretary of State to dispose of certain damaged and unsaleable books now in his possession, with a favorable report.

S. B. 465, a bill to amend Chapter 273 of the Public Laws of 1929, relating to the punishment of makers of worthless checks making the same applicable to Granville County, with a favorable report.

H. B. 162, a bill to appropriate the sum of $4000 to improve the oyster industry in Pamlico County, North Carolina, with a favorable report.

H. B. 391, a bill to amend H. B. number 3, Public Laws of North Carolina, Special Session of 1938, same being the Revenue Bond Act of 1938, so as to include in its provisions Cabarrus County Hospital, with a favorable report.

By Senator Larkins, for the Committee on Public Roads:

S. B. 208, a bill to provide for equitable and expeditious settlement or controversies arising between the State Highway and Public Works Commission and awardee on projects coming under jurisdiction of such commission, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Larkins, the bill is placed upon today's Calendar.

S. B. 41, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the State Highway Patrol, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 230, a bill to authorize and direct the Governor of the State of North Carolina to appoint a commissioner to find the facts relative to county claims for road refunds, with a favorable report.

H. B. 633, a bill to amend Section 85 of Chapter 407 of the Public Laws of 1937, relating to the regulation of the operation of vehicles on highways, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2:

S. B. 378, a bill for the relief of T. W. Ferguson, Justice of the Peace in and for Beaver Creek Township, Wilkes County, with a favorable report.

H. B. 774, a bill to authorize the sheriff of Stokes County to appoint a special deputy on a salary basis and to provide a schedule of officers' fees in connection with the enforcement of the state liquor laws, with a favorable report.

H. B. 785, a bill to amend Chapter 339 of the Public Laws of 1937, relative to bonds required by peace officers, with an unfavorable report.

By Senator Gold, for the Committee on Judiciary No. 1:

H. B. 657, a bill to amend Section 4111, Consolidated Statutes of 1919, relating to an allowance to infant orphans from the estate of a deceased parent, with an unfavorable report.

S. B. 333, a bill to require all contracts to make a will, or to give, devise or bequeath any property or effects whatsoever to be in writing, reported without prejudice.

S. B. 345, a bill to amend Section 4649 of the Consolidated Statutes and to

provide for the transfer of criminal actions to the Superior Court for jury trial upon request of state or defendant, with a favorable report, as amended.

By Senator Folger, for the Committee on Education:

S. B. 164, a bill to amend Section 4390 of the Consolidated Statutes, Volume 1, 1919, relative to the sale of merchandise at or in any of the public schools of this State by any teacher, student, superintendent, principal or any other employee of any county board of education in this State, with an unfavorable report.

S. B. 244, a bill to permit Wilson County school district to vote a local supplement, with an unfavorable report.

S. B. 245, a bill to amend Chapter 559 of the Public Local Laws of 1935, relating to school districts, so as to include Wilson County within the provisions thereof, with an unfavorable report.

H. B. 377, a bill to provide for the extension of the eight months school term in Farmville school district in Pitt County, with an unfavorable report.

H. B. 430, a bill to prohibit Indians or persons of Indian blood from attending schools for children of the white race in Bladen County and to provide separate schools for such persons, with an unfavorable report.

H. B. 443, a bill authorizing elections by school districts in Lee County for the purpose of supplementing state school funds, with an unfavorable report.

H. B. 672, a bill to provide for an election relative to local supplements in the administrative unit or in school districts in Martin County, with an unfavorable report.

H. B. 675, a bill to amend Chapter 208 of the Public Local Laws of 1937, relative to local supplement for schools in Buncombe County, with an unfavorable report.

H. B. 856, a bill to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, with a favorable report.

By Senator Taylor, for the Committee on Finance:

H. B. 702, a bill to amend Chapter 157 of the Private Laws of 1935, prohibiting the sale of beer, wine and alcoholic beverages within certain distances of churches and public schools in the town of Hayesville, Clay County, and to further regulate the sale of beer, wine and other alcoholic beverages in said town, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 421, a bill to authorize the county commissioners of Bladen County to regulate the sale of wine and beer on Sundays in said county, with an unfavorable report.

H. B. 519, a bill to regulate the transportation or importation of intoxicating liquors in the State of North Carolina, with an unfavorable report.

S. B. 130, a bill to establish and regulate fees for hunting license in Craven

County for non-residents of the State an dfor protecting and restocking game in said county, with an unfavorable report.

S. B. 371, a bill to prohibit the sale of wine, beer or other intoxicating beverages within the corporate limits of the town of Red Springs, Robeson County, North Carolina, with an unfavorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 795, a bill to amend Chapter 151, Public Laws of 1935, reducing the tax on hard crabs.

Referred to Committee on Calendar.

H. B. 965, a bill to provide for the nomination and election of county commissioners of Robeson County.

Referred to Committee on Calendar.

H. B. 976, a bill to regulate payment of street and sidewalk assessments by churches in city of Salisbury, North Carolina.

Referred to Committee on Calendar.

H. B. 1044, a bill to define the boundaries of Beaufort harbor, to provide for the appointment of a harbor master and pilots, and to regulate pilotage fees.

Referred to Committee on Calendar.

H. B. 1062, a bill authorizing the board of county commissioners of Transylvania County to regulate fishing in certain portions of the French Broad River in Transylvania County.

Referred to Committee on Calendar.

H. B. 1072, a bill relating to the salaries of city councilmen in the town of Washington in Beaufort County.

Referred to Committee on Calendar.

H. B. 610, a bill to amend Chapter 412, Public Local Laws, 1937, relating to the buying of poultry for resale in Yadkin County.

Referred to Committee on Calendar.

H. B. 742, a bill to restore the charter of the town of Saratoga in Wilson County and to provide for the incorporation thereof.

Referred to Committee on Calendar.

H. B. 789, a bill to amend Chapter 282 of the Private Laws of 1891, relative to the charter of the town of Dobson and relating to the power of the board of commissioners of the town of Dobson to levy and collect taxes.

Referred to Committee on Calendar.

H. B. 1022, a bill to amend Chapter 588, Public Local Laws, 1913, relative to cotton weigher for Raeford Township, Hoke County.

Referred to Committee on Calendar.

H. B. 1025, a bill regarding legal advertising in Wilkes County.

Referred to Committee on Calendar.

H. B. 1027, a bill to validate the acts of the board of commissioners of Harnett County set out in a resolution adopted at the regular meeting on the first Monday in March 1939.

Referred to Committee on Calendar.

H. B. 991, a bill to place Irvin Withrow, a negro bodyguard, of Rutherford County, on the Confederate pension rolls.

Referred to Committee on Calendar.

H. B. 994, a bill to fix the fees of the sheriff of Mitchell County.

Referred to Committee on Calendar.

H. B. 997, a bill to authorize the board of education of Dare County to convey a certain tract of land to the Metropolitan Life Insurance Company.

Referred to Committee on Calendar.

H. B. 999, a bill to provide for a new registration of the qualified voters of the town of Jamesville, Martin County, and to provide for the holding of municipal elections.

Referred to Committee on Calendar.

H. B. 1000, a bill to postpone and defer the sale of land for delinquent taxes for the years 1938 and 1939, in Nash County.

Referred to Committee on Calendar.

H. B. 1001, a bill to validate the listings of real property in Nash County.

Referred to Committee on Calendar.

H. B. 1003, a bill relative to fees to be paid officers of Caldwell County.

Referred to Committee on Calendar.

H. B. 1005, a bill relating to commercial fishing in Currituck County.

Referred to Committee on Calendar.

H. B. 1006, a bill to prohibit fishing in Currituck County on Sunday.

Referred to Committee on Calendar.

H. B. 1052, a bill to amend H. B. number 205, ratified the 8th day of March 1939.

Referred to Committee on Calendar.

H. B. 1053, a bill to regulate the salaries of the Board of Commissioners of Haywood County, and to fix the duties of the chairman as county manager.

Referred to Committee on Calendar.

H. B. 843, a bill relating to street assessments in the town of Sylva, Jackson County.

Referred to Committee on Calendar.

H. B. 1040, a bill to regulate the operation of and to prohibit public dances on Sunday in Cabarrus County.

Referred to Committee on Calendar.

H. B. 1042, a bill to extend the term of office of certain officers of Harnett County and providing for the election of others.

Referred to Committee on Calendar.

H. B. 1046, a bill to re-establish the Falcon school district in Cumberland County.

Referred to Committee on Calendar.

H. B. 1034, a bill to amend Chapter 37 of the Private Laws of 1923, entitled "An act to incorporate the city of Greensboro, to define its corporate limits and to provide for its government, to repeal the charter of the present city of Greensboro, except as provided herein, to provide for the control and support of the present Greensboro school district, and for other purposes."

Referred to Committee on Calendar.

H. B. 1036, a bill to amend Chapter 651 of the Public Laws of 1909 and Sub-section (f) of Section 5½, Chapter 84 of the Private Laws of 1933, relating to the municipal court of the city of Greensboro.

Referred to Committee on Calendar.

H. B. 1041, a bill to fix the rate of interest which may be charged by the county of Mecklenburg and the city of Charlotte on delinquent taxes and regulating the foreclosure of the lien for delinquent taxes.

Referred to Committee on Calendar.

H. B. 977, a bill to permit the establishment of the Recorders Court in Randolph County.

Referred to Committee on Calendar.

H. B. 1008, a bill to amend Chapter 78, Private Laws, Extra Session of 1920, relative to enlarging the corporate limits of the town of Canton.

Referred to Committee on Calendar.

H. B. 1073, a bill to authorize and direct the board of county commissioners of Alamance County to pay compensation to the widow of Sheriff M. P. Robertson, deceased.

Referred to Committee on Calendar.

H. B. 1007, a bill to permit fishing with a hook and line and/or rod and reel at any time of the year in Wake and Columbus Counties.

Referred to Committee on Calendar.

H. B. 1028, a bill relative to erection of teacherages in Carteret County.

Referred to Committee on Calendar.

H. B. 1035, a bill to amend the charter of the town of Hamilton Lakes, changing the boundaries thereof.

Referred to Committee on Calendar.

H. B. 1009, a bill to extend the terms of office for county surveyor in Dare County to four years.

Referred to Committee on Calendar.

H. B. 1010, a bill to amend Section 929 of the Consolidated Statutes, relative to bond of the clerk of the Superior Court of Chowan County.

Referred to Committee on Calendar.

H. B. 1013, a bill to permit the citizens of Pleasant Grove Township, Johnston County, to hold a local tax election for the purpose of erecting a school building.

Referred to Committee on Calendar.

H. B. 947, a bill relating to the general county court for Alamance County and providing for trial by jury in certain cases and to outline the procedure of said court and name the clerk, assistant clerk and deputies thereof.

Referred to Committee on Calendar.

H. B. 1011, a bill to allow the city of Elizabeth City to collect the same interest, fees, penalties and other charges in the collection of delinquent taxes as permitted the county of Pasquotank under Public Local Laws of 1939.

Referred to Committee on Calendar.

H. B. 630, a bill to regulate the sale and distribution of eggs.

Referred to Committee on Calendar.

S. B. 388, a bill to prohibit the town of Goldston to issue bonds without a vote of the people and to regulate town elections, for concurrence in the House amendment.

Upon motion of Senator Barber, the Senate concurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Monday, March 27, 1939

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 963, a bill to be entitled "An act to appoint members of the Board of Education of Bladen County", for further consideration by the House.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Council, the bill is ordered returned to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 391, a bill to amend the charter of the town of Tarboro, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered engrossed.

S. B. 405, a bill to authorize the board of commissioners of Duplin County to issue bonds for Rockfish Township for building a community building and to levy a tax for payment of same on property in said township, when authorized by qualified voters thereof, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered sent to the House of Representatives.

S. B. 415, a bill to amend Chapter 441 of the Public Laws of 1931, relating to certain special taxes for the expense of quadrennial valuation and other purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered sent to the House of Representatives.

S. B. 416, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Anson County, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered sent to the House of Representatives.

S. B. 428, a bill to enlarge the boundaries of the town of Coats, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered sent to the House of Representatives.

H. B. 701, a bill to establish the true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the county's necessary governmental function, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered enrolled.

H. B. 765, a bill to validate all proceedings relative to the creation and organization of the Bessemer sanitary district in Guilford County, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered enrolled.

H. B. 777, a bill to submit to the voters of the town of Sanford an amendment to the charter extending terms of municipal officers to four years, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered enrolled.

H. B. 788, a bill to amend Chapter 119, Private Laws of 1909, same being "An act to incorporate the town of St. Pauls in Robeson County", so as to provide compensation for the mayor and commissioners of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered enrolled.

H. B. 808, a bill to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville so as to authorize the board of aldermen to employ a city manager upon the adoption of said act by referendum, upon third reading.

Upon motion of Senator Corey, action on the bill is deferred until Thursday, March 30, 1939.

H. B. 815, a bill to amend the charter of the town of Wilson, so as to enlarge the corporate limits of said town and so as to exclude from said corporate limits certain vacant property now within the limits of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered enrolled.

H. B. 839, a bill to permit the citizens of Bentonville Township, Johnston County, to hold a local tax election for the purpose of erecting a school building, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

The bill is ordered enrolled.

S. B. 420, a bill amending Chapter 188, Private Laws of 1933, relative to extending the corporate limits of the town of Carolina Beach to include a part of Myrtle Grove Sound, upon second reading.

Upon motion of Senator Bellamy, the bill is re-referred to Committee on Calendar.

S. B. 440, a bill to create a board which may issue revenue bonds only for the purpose of acquiring, constructing, operating and maintaining a municipal hospital for the city of High Point, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

S. B. 473, a bill to re-enact Chapter 70 of the Public Local Laws of 1937 as amended herein, relating to collection of back taxes in New Hanover County, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

S. B. 482, a bill to provide a special annual tax levy for Gaston County for the maintenance and support of public libraries, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

H. B. 873, a bill to amend Chapter 575, Public Local Laws of 1937 by authorizing and empowering the board of commissioners of the county of Wilson and the board of commissioners of the town of Wilson to appropriate additional funds for the establishment, construction and erection of a free public library of Wilson County, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

H. B. 914, a bill to amend the charter of the city of Winston-Salem, relative to the advertising for sale of real property, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Corey, Council, Cowles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

S. B. 402, a bill providing for the retirement of county employees in Pitt County.

Senator Corey offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 413, a bill to amend Chapter 580, Public Local Laws of 1937, authorizing the county commissioners of Onslow County to furnish clerical assistants for Register of Deeds and clerk of the Superior Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 421, a bill providing for the reappointment of commissioners of the Iredell-Rowan County drainage district No. 1, ratifying actions of said commissioners heretofore appointed, and to provide for the collection of delinquent assessments therein.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 422, a bill to amend Chapter 69 of the Public Local Laws of 1937, relative to the compensation of commissioners of Avery County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 426, a bill to abolish markers in all elections in Sampson County and to provide for the arrangement of the official county ballots for said county, by amending Section 27, and Sub-section (c) of Section 9 of Chapter 164 of the Public Laws of 1929, as amended.

Upon motion of Senator Ward, the bill is re-referred to Committee on Calendar.

S. B. 429, a bill to increase the term of office of the county surveyor of Johnston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 433, a bill to validate acknowledgements taken by Norma Nunn of Surry County, as a notary public.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 466, a bill to repeal Chapter 54 of the Public Local Laws of 1933, relative to the compensation of the deputy clerk of the Superior Court and to fix the salary of the clerk of the Superior Court of Graham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 467, a bill to repeal Chapter 150 of the Public Local Laws of 1935, relating to the appointment of a deputy sheriff of Graham County and to provide for compensation for the chairman of the board of county commissioners of said county for his duties in such capacity and for his services while acting as county purchasing agent and delinquent tax collector.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 484, a bill to extend the term of office of members of the board of county commissioners of Rowan County and to provide for their election.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 838, a bill to provide for the appointment of trustees for the Andrews city administrative school unit.

Senator Morphew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 908, a bill to fix a minimum jail fee for turn key fee for the sheriff of Wilkes County and to fix the custody and management of the jail of Wilkes County.

Passes its second and third readings and is ordered enrolled.

H. B. 909, a bill to enable the city of Asheville and the county of Buncombe to appropriate funds for the maintenance of Biltmore Junior College.

Senator Curtis offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 919, a bill to district Wilkes County for the purpose of the nomination and election of members of the board of county commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 940, a bill to provide for the election of county commissioners, judge, solicitor of Recorders Court of Caldwell County, and surveyor, for a term of four years, effective at the general election of the year 1940.

Passes its second and third readings and is ordered enrolled.

H. B. 942, a bill to fix the salary of the sheriff of Stanly County.

Passes its second and third readings and is ordered enrolled.

H. B. 945, a bill to quiet title to real property acquired through tax or street assessment foreclosure proceedings in Forsyth County, to provide limitations on suits brought relating to the same, and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 946, a bill designating fees to be collected by the clerk of the Superior Court of Forsyth County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 948, a bill to repeal Chapter 577, Public Local Laws, 1911, relating to public sales of property belonging to Rutherford County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 949, a bill to appeal certain provisions of Chapter 460 of the Public Local Laws of 1931, as amended by Chapter 67 of the Public Local Laws of 1935, relative to the Pitt County peace officers protective association.

Passes its second and third readings and is ordered enrolled.

H. B. 952, a bill to repeal certain provisions of Section 1582 (b) of the Consolidated Statutes of North Carolina, and to provide for the appointment of a recorder and solicitor in Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 954, a bill to allow the voters of Iredell County to express their will as to increasing terms of certain county officers from two to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 955, a bill relating to the limitation of cost for foreclosure of tax sales certificates in Yadkin County.

Passes its second and third readings and is ordered enrolled.

H. B. 957, a bill to amend Chapter 75 of the Public Local Laws of 1935, relating to the rural police system of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 960, a bill creating the office of tax collector for the county of Anson.

Passes its second and third readings and is ordered enrolled.

H. B. 961, a bill fixing the salary and providing an allowance for travel expense for the sheriff of Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 962, a bill relating to the appointment of rural policemen for Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 527, a bill to amend Section 6465, relating to notice of non-payment of life insurance premiums required before forfeiture.

The bill fails to pass its second reading.

Upon motion of Senator Wellons, the Senate recesses to meet this afternoon at 3 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Tuesday, March 28, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Lumpkin, the courtesies of the galleries are extended to students of the Louisburg High School and their teacher, Mrs. Forbes, of Franklin County.

Upon motion of Senator Graham, Jack Joyner, Jr., son of Senator Joyner of Iredell County, is made an honorary page of the Senate.

Upon motion of Senator Separk, the courtesies of the floor are extended to Senator Jeff D. Johnson and Mrs. Johnson of Sampson County.

Upon motion of Senator Price, the courtesies of the floor are extended to B. Floyd Osborne of Rockingham County.

Upon motion of Senator Sutton, Miss Betty Porter Garrett of Iredell County is made an honorary page of the Senate.

Upon motion of Senator Rodman, H. B. 45, a bill to provide for the listing and valuing of all property, real and personal and mixed, at its true value in money, and to provide for the taxation thereof by counties, municipalities and other local taxing authorities upon a uniform ad valorem basis, is taken from the Committee on Calendar and placed upon the Calendar.

Upon motion of Senator Jewell, S. B. 461, a bill to repeal S. B. 219, relating to Richmond County Commissioners, is recalled from the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Calendar:

S. R. 458, a joint resolution authorizing the Governor to appoint a commission to study a Fair Labor Standards Act for North Carolina and to report to the next General Assembly, with a favorable report, as amended.

By Senator Eagles, for the Committee on Insurance:

S. B. 341, a bill to amend Section 6441, Consolidated Statutes, 1919, relating to co-insurance contracts in insurance, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Boyette: S. B. 486, a bill to validate certain tax sales made on the wrong date in Moore County.

Upon motion of Senator Boyette, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Graham: S. B. 487, a bill to direct the Department of Revenue to refund to Dorsey Rhyne of Lincoln County, $35 over-payment of service station license taxes.

Referred to Committee on Calendar.

By Senator Bellamy: S. B. 488, a bill to amend Chapter 188 of the Private Laws of 1933.

Upon motion of Senator Bellamy, the bill is placed upon the Calendar.

By Senator Watkins: S. B. 489, a bill to amend Chapter 398, Private Laws, 1905, extending the jurisdiction of the Mayor's Court of the town of Creedmoor and establishing the fees to be collected by said court.

Referred to Committee on Calendar.

By Senator Ballentine: S. B. 490, a bill to amend Section 10 of Chapter 261, Public Laws of 1931, being an act entitled "An act to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof.

Referred to Committee on Calendar.

By Senator Frink: S. B. 491, a bill to validate tax sales in Brunswick County and the city of Southport.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 243, a bill to appoint W. L. Vaughan Justice of the Peace.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 411, a bill relative to notice to be given by persons taking up stray or lost dogs.

Upon motion of Senator Gibbs, action on the bill is postponed indefinitely.

S. B. 418, a bill to authorize the Department of Conservation and Development to acquire land by condemnation when necessary for the development of adjacent state property.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 423, a bill to fix the salary of the Commissioner of Agriculture to make it equal to that of certain other constitutional officers.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 425, a bill to amend Section 4106 of the Consolidated Statutes of North Carolina, so as to allow a jury summoned or appointed to allot dower in the county where the dower proceeding is pending to go upon, view, assess and allot land lying in any other county or counties, when agreeable to and convenient to said jury.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 431, a bill to amend Committee substitute for H. B. 14, the budget appropriation bill, as to appropriations for Attorney General and Secretary of State.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 216, a bill to amend Chapter 414 of the Public Laws of 1937, relative to the tax on scrap or untied tobacco, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—41.

The bill is ordered engrossed.

S. B. 208, a bill to provide for the equitable and expeditious settlement of controversies arising between the State Highway and Public Works Commission and the awardee on projects coming under jurisdiction of such commission.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 108, a bill to amend Sections 5935 and 6027 of the Consolidated Statutes of North Carolina, so as to require a new state-wide registration of voters.

Passes its second and third readings and is ordered enrolled.

S. B. 276, a bill to regulate certain practices and to impose a tax upon manufacturers of candy and similar products who consign same with individuals or persons other than licensed wholesale or retail merchants in North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—41.

The bill is ordered engrossed.

S. B. 342, a bill to establish a sanatorium in Eastern North Carolina for the treatment of tuberculosis, upon third reading.

The bill passes its third reading by roll call vote, ayes 37, noes 1, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Blythe, Boyette, Bruton, Council, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Separk, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—37.

Those voting in the negative are: Senator Rodman,—1.

The bill is ordered engrossed.

S. B. 424, a bill to provide for the orderly growth and extension of municipalities within the State of North Carolina, upon second reading.

Senator Ballentine offers an amendment which is adopted.

Senator Corey offers an amendment which is adopted.

Senator Corey offers a second amendment which is adopted.

All amendments are held not to be material.

The bill, as amended, passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—41.

S. B. 336, a bill to create a State Board of Naturopathic Examiners and to regulate the practice of Naturopathy in North Carolina, upon second reading.

Upon motion of Senator Thomas, the bill is laid upon the Table.

S. B. 287, a bill to prevent the exclusion of any person from any state institution of higher education because of sex, upon third reading.

Upon motion of Senator Umstead, action on the bill is postponed indefinitely.

H. B. 182, a bill to amend Chapter 407 of the Public Laws of 1937, requir-

ing the registration of motor vehicles and requiring the payment of fees thereon, etc.

The amendments offered by the Committee are adopted.

Senators Barber, Smith and Ballentine offer an amendment which fails of adoption.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. B. 432, a bill to authorize the Governor to compensate the Utilities Commissioner for additional services.

The bill fails to pass its second reading.

H. B. 107, a bill to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters in elections and primaries and providing for assistance to handicapped voters, upon third reading.

Senator Sutton moves that the vote by which the amendment offered by Senator Folger was adopted yesterday be reconsidered.

Upon the motion made by himself, Senator Sutton calls for the ayes and noes.

The call is sustained.

The motion of Senator Sutton prevails, ayes 25, noes 20, as follows:

Those voting in the affirmative are: Senators Ballentine, Bellamy, Boyette, Corey, Cowles, Curtis, Eagles, Gardner, Gibbs, Graham, Gregory, Halstead, Jewell, Long, Lumpkin, Prince, Separk, Spruill, Sutton, Taylor, Thomas, Umstead, Warren, Watkins, Wellons,—25.

Those voting in the negative are: Senators Austin, Bain, Barber, Blythe, Bruton, Council, Fearing, Folger, Frink, Gray, Hatcher, Hughes, Joyner, Larkins, McIntyre, Morphew, Price, Rodman, Smith, Ward,—20.

The following pair is announced: Senator Palmer "aye", Senator Clark "no".

Senator Lumpkin offers an amendment which fails of adoption.

Upon the adoption of the amendment offered by Senator Folger which was previously reconsidered, Senator Lumpkin calls for the ayes and noes.

The call is sustained.

The amendment is adopted, ayes 22, noes 21, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Barber, Blythe, Bruton, Council, Fearing, Folger, Frink, Gardner, Gray, Hatcher, Hughes, Joyner, Larkins, McIntyre, Morphew, Price, Rodman, Smith, Ward, Watkins,—22.

Those voting in the negative are: Senators Ballentine, Bellamy, Boyette,

Cowles, Curtis, Eagles, Gibbs, Graham, Gregory, Halstead, Jewell, Long, Lumpkin, Prince, Separk, Spruill, Sutton, Taylor, Umstead, Warren, Wellons,—21.

The following pairs are announced: Senators Gold "aye", Corey "no"; Clark "aye", Palmer "no".

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 654, a bill to amend Chapter 245 of the Public Laws of 1935, relating to compensation for school children killed and/or injured while riding on a school bus, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Corey, Council, Curtis, Eagles, Fearing, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—41.

H. B. 614, a bill to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

Passes its second and third readings and is ordered enrolled.

H. B. 676, a bill to amend Sections 11, 24, 25 and 26 of Chapter 425, Public Laws of 1937 entitled "An act to provide for the inspection of gasoline, kerosene and other petroleum products, etc."

The bill passes its second reading.

Upon objection by Senator Gray to its third reading, the bill remains on the Calendar.

H. B. 768, a bill to appropriate $50,000 for each year of the biennium 1939-1941 to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese beetle might be controlled in this State, thereby preventing the State being placed under quarantine by the federal government.

Passes its second and third readings and is ordered enrolled.

H. B. 758, a bill to authorize the Department of Conservation and Development to develop certain swamp land as a game refuge and public hunting ground.

Passes its second and third readings and is ordered enrolled.

H. B. 823, a bill to amend Chapter 169 of the Public Laws of 1921 and Chapter 431 of the Public Laws of 1933, relating to ice cream plants, creameries and cheese factories in Burke County (applicable also to Catawba County).

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

H. B. 853, a bill to amend Chapter 486 of the Public Laws of 1935, relative to the game laws of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 883, a bill to amend Sections 4882, 4883, 4885, 4886 and 4892, Consolidated Statutes of 1919, providing for indemnity for cattle slaughtered on account of being affected with tuberculosis and paratuberculosis so as to include Bang's Disease.

Senator Rodman offers an amendment which is adopted.

Senator Rodman offers a second amendment which fails of adoption.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 430, a bill to amend Chapter 450 of the Public Laws of 1935 and Chapter 126 of the Public Laws of 1937, relating to the issuance of school district refunding and funding bonds, upon second reading.

Senator Rodman offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Corey, Council, Curtis, Eagles, Fearing, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—41.

H. B. 896, a bill authorizing the granting of title to the Confederate soldiers home property in the city of Raleigh by the State of North Carolina to the city of Raleigh for a Confederate Memorial Park.

The substitute offered by the Committee is adopted.

The bill passes its second reading.

Upon objection by Senator Long to its third reading, the bill remains on the Calendar.

H. R. 1015, a joint resolution authorizing and directing the Secretary of State to have printed four thousand copies of Committee substitute for H. B. 45, as amended, known as "The Machinery Act of 1939", and also to have printed five thousand copies of Committee substitute for H. B. 13, as amended, known as "The Revenue Act of 1939", and that the distribution thereof be under the direction of the Commissioner of Revenue.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SEVENTY-THIRD DAY

SENATE CHAMBER,
Wednesday, March 29, 1939.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Frink, the courtesies of the galleries are extended to R. I. Mintz of Brunswick County.

Upon motion of Senator Cogburn, the courtesies of the galleries are extended to W. T. Lee of Haywood County.

Upon motion of Senator Taylor, Farnell and Edward Rodman, twin sons of Senator Rodman of Beaufort County, are made honorary pages of the Senate.

Upon motion of Senator Taylor, the courtesies of the galleries are extended to Mrs. W. B. Rodman, wife of Senator Rodman of Beaufort County, and Mrs. Farnell.

Upon motion of Senator Price, the courtesies of the galleries are extended to Miss Mary Atkins, Miss Ethel George, Judge Henry P. Lane, Sanford Barnes, Harry Davis and James Chandler of Rockingham County.
tended to Dr. C. G. Ferebee of Carteret County.
tended to Dr. C. C. Ferebee of Cartaret County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mr. and Mrs. George Spoolman of Bertie County.

Upon motion of Senator Spruill, Miss Nancy Spoolman of Bertie County is made an honorary page of the Senate.

Upon motion of Senator Umstead, the courtesies of the galleries are extended to Mrs. Fred S. Thomas, wife of Senator Thomas of Harnett County.

Upon motion of Senator Wellons, the courtesies of the galleries are extended to the fifth grade of the Corbett-Hatcher School in Johnston County.

Upon motion of Senator Prince, the courtesies of the floor are extended to former Representative W. W. Neal of McDowell County.

Upon motion of Senator Halstead, the courtesies of the galleries are extended to W. M. Ferebee and N. E. Aydlette of Pasquotank County.

Upon motion of Senator Rodman, the courtesies of the galleries are extended to Dr. Worthington of Beaufort County.

Upon motion of Senator Sutton, H. B. 892, a bill to place the name of Mrs. Minnie Lee Johnson on the pension list, is taken from the unfavorable Calendar and placed upon the Calendar.

Upon motion of Senator Morphew, H. B. 717, a bill to provide for the election of county surveyor, county commissioners and township constables of Cherokee County for a term of four years effective at the general election of the year 1940, is taken from the Committee on Election Laws and placed upon the Calendar.

Upon motion of Senator Sutton, H. B. 917, a bill to amend the charter of the town of Morehead City, North Carolina, is taken from the unfavorable Calendar and placed upon the Calendar.

Senator Wellons moves that S. B. 165, a bill amending Chapter 179, Public Laws of 1933 as amended by Chapter 54, Public Laws of 1935, it being "An act to regulate the practice of cosmetic art in the State of North Carolina," be taken from the Table and placed upon the Calendar.

The motion fails to prevail.

Upon motion of Senator Graham, S. B. 487, a bill to direct the Department of Revenue to refund to Dorsey Rhyne of Lincoln County, $35.00 over-payment of service station license taxes, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Corey, H. B. 949, a bill to repeal certain provisions of Chapter 460 of the Public Local Laws of 1931, as amended by Chapter 67 of the Public Local Laws of 1935, relative to the Pitt County Peace Officers' Protective Association, is recalled from the Enrolling Office and the vote by which it passed its third reading is reconsidered and upon his motion the bill is re-referred to the Committee on Calendar.

Upon motion of Senator Halstead, H. B. 366, a bill to extend the terms of office of the judge of the recorders court of Lincoln County, and the solicitor of the recorders court of Lincoln County to four years; and to amend Section 1582 of the Consolidated Statutes of 1919 insofar as said section is applicable to the recorders court in Lincoln County, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

CONFERENCE REPORT

Senator Ballentine for the Committee appointed to adjust the differences arising on H. B. 320, a bill authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

Your Conference Committee on H. B. 320, begs leave to report as follows:

We recommend that the House concur in the Senate amendment to H. B. 320.

Respectfully submitted,
Senate Conferees,
L. Y. BALLENTINE,
E. H. BELLAMY,
House Conferees,
O. M. MULL,
F. E. WALLACE,
J. Q. LEGRAND.

Upon motion of Senator Ballentine, the report of the Conference Committee, is adopted, and a message is ordered sent to the House of Representatives informing that Body of such action.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 402, a bill providing for the retirement of county employees in Pitt County.

S. B. 276, a bill to regulate certain practices and to impose a tax upon manufacturers of candy and similar products who consign same with individuals or persons other than licensed wholesale or retail merchants in North Carolina.

S. B. 391, a bill to amend the charter of the town of Tarboro.

S. B. 342, a bill to establish a sanatorium in Eastern North Carolina for the treatment of tuberculosis.

S. B. 216, a bill to amend Chapter 414 of the Public Laws of 1937, relative to the tax on scrap or untied tobacco.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Appropriations:

H. B. 741, a bill authorizing and empowering any county or municipality to appropriate out of funds received and collected from revenue producing enterprises belonging to such county or municipality a portion of such funds for the purpose of erecting and maintaining tuberculosis hospitals and empowering counties and towns or municipalities to contract with each other with respect to prorating between said counties, towns or municipalities the

expense of the erecting of said tuberculosis hospitals or of the maintaining thereof, with a favorable report.

By Senator Joyner, for the Committee on Judiciary No. 2.

H. B. 860, a bill to extend the term of office of mayor and aldermen of the town of Bryson City, with a favorable report.

S. B. 338, a bill to define and prohibit unfair sales, to provide remedies and to impose penalties for the violation of the provisions thereof, with an unfavorable report.

By Senator Rodman, for the Committee on Calendar:

S. B. 420, a bill amending Chapter 188, Private Laws of 1933, relative to extending the corporate limits of the town of Carolina Beach, to include a part of Myrtle Grove Sound, with an unfavorable report.

S. B. 426, a bill to abolish markers in all elections in Sampson County and to provide for the arrangement of the official county ballots for said county, by amending Sections 26, 27 and Sub-section (c) of Section 9 of Chapter 164 of the Public Laws of 1929, as amended, with a favorable report.

S. B. 435, a bill to amend the charter of the town of Liberty, with a favorable report.

S. B. 436, a bill to validate special street assessments, and to validate sales for taxes and special street assessments, and to extend the time for starting foreclosure proceedings on tax sale and special street assessment sales for the town of Liberty, with a favorable report.

S. B. 446, a bill relating to the operation of hotels and inns, reported without prejudice.

S. B. 451, a bill to amend Section 4428 of the Consolidated Statutes of North Carolina, prescribing the punishment for dealing in lotteries, with an unfavorable report.

S. B. 457, a bill to amend Chapter 355 of the Public Laws of 1933, as amended, relating to the distribution of State laws, reports and publications to the library of the University of North Carolina, with a favorable report, as amended.

S. B. 472, a bill to amend Consolidated Statute number 1075, Section 1, Chapter 235 of the Public Laws of 1929, relating to duties of the Utilities Commissioner, with a favorable report.

S. B. 474, a bill to amend H. B. number 764 of the present Session of the General Assembly, relative to police pension of the city of Wilmington, with a favorable report.

S. B. 475, a bill to amend Section 1572 of the Consolidated Statutes as applicable to trials in recorders court in Cabarrus County, with a favorable report.

S. B. 476, a bill relating to the changing of the southern corporate limits of the city of Asheville, with a favorable report.

S. B. 477, a bill to amend Section 2 of Chapter 228 of the Public Laws of 1933, relating to bastardy, with an unfavorable report.

S. B. 478, a bill to amend Chapter 101 of the Public Laws of 1931, prescribing the penalty for failure to comply with said law as to payment of warehousemen for tobacco sold on warehouse floor, reported without prejudice.

S. B. 480, a bill to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes insofar as said Sections relate to markers and assistance to voters in primaries and providing for assistance to handicapped voters in primaries in Johnston and Franklin Counties, with an unfavorable report.

S. B. 483, a bill to amend Chapter 392 of the Public Laws of 1933, relating to the provisions of the Building Code Council of North Carolina, with an unfavorable report.

S. B. 487, a bill to direct the Department of Revenue to refund Dorsey Rhyne, of Lincoln County, $35.00 over-payment of service station license taxes, with an unfavorable report.

Upon motion of Senator Graham, the bill is re-referred to the Committee on Calendar.

S. B. 489, a bill to amend Chapter 398, Private Laws, 1905, extending the jurisdiction of the mayor's court of the town of Creedmoor and establishing the fees to be collected by said court, with a favorable report.

S. B. 490, a bill to amend Section 10 of Chapter 261, Public Laws of 1931, being an act entitled "an Act to create in the Governor's Office a Division of Purchase and Contract and to prescribe the powers and duties thereof", with an unfavorable report.

S. B. 491, a bill to validate tax sales in Brunswick County and the city of Southport, with a favorable report, as amended.

H. B. 610, a bill to amend Chapter 412, Public Local Laws, 1937, relating to the buying of poultry for resale in Yadkin County, with a favorable report.

H. B. 630, a bill to regulate the sale and distribution of eggs, with a favorable report.

H. B. 742, a bill to restore the charter of the town of Saratoga in Wilson County and to provide for the incorporation thereof, with a favorable report.

H. B. 789, a bill to amend Chapter 282 of the Private Laws of 1891, relative to the charter of the town of Dobson and relating to the power of the board of commissioners of the town of Dobson to levy and collect taxes, with a favorable report.

H. B. 795, a bill to amend Chapter 151, Public Laws of 1935, reducing the tax on hard crabs, with a favorable report.

H. B. 798, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within

such districts and units for the payment of the principal and interest of such bonds, with an unfavorable report.

H. B. 830, a bill to provide an additional plan to establish special county courts, with a favorable report, as amended.

H. B. 843, a bill relating to street assessments in the town of Sylva, Jackson County, with a favorable report.

H. B. 930, a bill authorizing the board of commissioners of Pitt County to repair, enlarge, extend and maintain the drainage canals in Pitt County drainage district number 2, with a favorable report.

H. B. 947, a bill relating to the general county court for Alamance County, and providing for trial by jury in certain cases and to outline the procedure of said court and name the clerk, assistant clerk and deputies thereof, with a favorable report.

H. B. 964, a bill to regulate the grand jury of Robeson County, with a favorable report.

H. B. 966, a bill to amend paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant cities and towns in Buncombe County additional power for regulation of the operators of for hire cars, with a favorable report, as amended.

H. B. 976, a bill to regulate payment of street and sidewalk assessments by churches in city of Salisbury, North Carolina, with a favorable report.

H. B. 977, a bill to permit the establishment of the recorders court in Randolph County, with a favorable report.

H. B. 991, a bill to place Irvin Withrow, a negro bodyguard, of Rutherford County on the Confederate pension rolls, with an unfavorable report.

H. B. 997, a bill to authorize the board of education of Dare County to convey a certain tract of land to the Metropolitan Life Insurance Company, with a favorable report.

H. B. 999, a bill to provide for a new registration of the qualified voters of the town of Jamesville, Martin County, and to provide for the holding of municipal elections, with a favorable report.

H. B. 1000, a bill to postpone and defer the sale of land for delinquent taxes for the years 1938 and 1939, in Nash County, with a favorable report.

H. B. 1001, a bill to validate the listings of real property in Nash County, with a favorable report.

H. B. 1003, a bill relative to fees to be paid officers of Caldwell County, reported without prejudice.

H. B. 1006, a bill to prohibit fishing in Currituck County on Sunday, with an unfavorable report.

H. B. 1007, a bill to permit fishing with a hook and line and/or rod and reel at any time of the year in Wake and Columbus Counties, with an unfavorable report.

H. B. 1008, a bill to amend Chapter 78, Private Laws, Extra Session of 1920, relative to enlarging the corporate limits of the town of Canton, with a favorable report.

H. B. 1009, a bill to extend the terms of office for county surveyor in Dare County to four years, with a favorable report.

H. B. 1010, a bill to amend Section 929 of the Consolidated Statutes, relative to bond of the clerk of the Superior Court of Chowan County, with a favorable report.

H. B. 1011, a bill to allow the city of Elizabeth City to collect the same interest, fees, penalties and other charges in the collection of delinquent taxes as permitted the county of Pasquotank, under Public Local Laws of 1939, with a favorable report.

H. B. 1013, a bill to permit the citizens of Pleasant Grove Township, Johnston County, to hold a local tax election for the purpose of erecting a school building, with a favorable report.

H. B. 1022, a bill to amend Chapter 588, Public Local Laws, 1913, relative to cotton weigher for Raeford Township, Hoke County, with a favorable report.

H. B. 1025, a bill regarding legal advertising in Wilkes County, with a favorable report.

H. B. 1028, a bill relative to erection of teacherages in Carteret County, with a favorable report.

H. B. 1034, a bill to amend Chapter 37 of the Private Laws of 1923, entitled "An act to incorporate the city of Greensboro to define its corporate limits and to provide for its government; to repeal the charter of the present city of Greensboro, except as provided herein: to provide for the control and support of the present Greensboro school district, and for other purposes", with a favorable report.

H. B. 1035, a bill to amend the charter of the town of Hamilton Lakes, changing the boundaries thereof, with a favorable report.

H. B. 1036, a bill to amend Chapter 651 of the Public Laws of 1909, and Sub-section (f) of Section 5½, Chapter 84 of the Private Laws of 1933, relating to the municipal court of the city of Greensboro, with a favorable report.

H. B. 1040, a bill to regulate the operation of and to prohibit public dances on Sunday in Cabarrus County, with a favorable report.

H. B. 1041, a bill to fix the rate of interest which may be charged by the county of Mecklenburg and the city of Charlotte on delinquent taxes and regulating the foreclosure of the lien for delinquent taxes, with a favorable report.

H. B. 1042, a bill to extend the term of office of certain officers of Harnett County and providing for the election of others, with a favorable report, as amended.

H. B. 1044, a bill to define the boundaries of Beaufort harbor, to provide for the appointment of a harbor master and pilots, and to regulate pilotage fees, with a favorable report.

H. B. 1052, a bill to amend H. B. number 205, ratified the eighth day of March, 1939, with a favorable report.

H. B. 1053, a bill to regulate the salaries of the board of commissioners of Haywood County, and to fix the duties of the chairman as county manager, with a favorable report.

H. B. 1062, a bill authorizing the board of county commissioners of Transylvania County to regulate fishing in certain portions of the French Broad River in Transylvania County, with an unfavorable report.

H. B. 1072, a bill relating to the salaries of city councilmen in the town of Washington in Beaufort County, with a favorable report.

H. B. 1073, a bill to authorize and direct the board of county commissioners of Alamance County to pay compensation to the widow of Sheriff M. P. Robertson, deceased, with a favorable report.

H. B. 1017, a bill to amend Chapter 602, Public Local Laws of 1913, Regular Session, Chapter 422 of Public Local Laws of 1915, Chapter 181 of Public Local Laws of 1935, relating to the recorders court of Harnett County, with a favorable report.

H. B. 1027, a bill to validate the acts of the board of commissioners of Harnett County set out in a resolution adopted at the regular meeting on the first Monday in March, 1939, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Lumpkin: S. R. 492, a joint resolution recommending to the Governor and the Council of State the employment of a permanent guide for points of historical interest in the State Capital in Raleigh.

Upon motion of Senator Lumpkin, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Gregory: S. B. 493, a bill to amend Chapter 415 of the Public Laws of 1937, relative to the salary of the Commissioner of Labor.

Upon motion of Senator Gregory, the rules are suspended, and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1100, a bill to authorize the board of county commissioners of Catawba County to more adequately provide for the proper protection of health.

Referred to Committee on Calendar.

H. B. 1101, a bill to regulate the operation of and to prohibit public dances on Sunday in Davidson County.

Referred to Committee on Calendar.

S. B. 310, a bill to validate sales of lands for taxes; to authorize and empower the board of commissioners of Surry County to adjust, compromise and settle unpaid taxes levied for years prior to 1938, for concurrence in the House amendment.

Upon motion of Senator Folger, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 321, a bill to provide for the recording of bankruptcy records as contemplated by clause (g) of Section 21 of the Act of Congress of the United States, entitled "An act to establish a uniform system of bankruptcy throughout the United States (hereinafter called 'United States Bankruptcy Act')", as amended by the Act of June 22, 1938, known as the Chandler Act, for concurrence in the House amendment.

Upon motion of Senator Lumpkin, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. R. 362, a joint resolution to provide a deficiency appropriation for the commission on revision of the laws of North Carolina, relating to estates, for concurrence in the House amendment.

Upon motion of Senator Gold, the bill is placed upon the Calendar.

S. B. 417, a bill to amend Chapter 30 of the Public Laws of 1937, relating to the dry cleaners commission, so as to exclude Burke, Haywood, Forsyth and Harnett Counties therefrom, for concurrence in the House amendment.

Upon motion of Senator Hatcher, the Senate fails to concur in the House amendment and a conference is requested.

The President appoints as conferees on the part of the Senate, Senators Hatcher and McIntyre, and a message is ordered sent to the House of Representatives informing that Body of such action.

H. B. 1083, a bill to prohibit the operation of motor boats without mufflers on Lake Summit in Henderson County during Sunday church hours.

Referred to Committee on Calendar.

H. B. 1088, a bill to provide compensation for the members of the county board of welfare of Mecklenburg County.

Referred to Committee on Calendar.

H. B. 1089, a bill to allow the commissioners of Washington County to allocate a part of the net profits from alcoholic beverage control stores to the towns in Washington County.

Referred to Committee on Calendar.

H. B. 1091, a bill extending the terms of office of recorder, solicitor of recorders court, county surveyor and members of the board of county commissioners in Catawba County from two years to four years.

Referred to Committee on Calendar.

H. B. 1092, a bill to amend the charter of the city of Salisbury, as it relates to the sale of property held by the city.

Referred to Committee on Calendar.

H. B. 1107, a bill providing for the election of the judge and prosecuting attorney for the criminal county court of Anson County, the fixing of their salaries, a revision of the bill of costs of said court, and other matters in connection therewith.

Referred to Committee on Calendar.

H. B. 1078, a bill to authorize the county commissioners of Scotland County to remit to the delinquent taxpayers of the county all penalties and interest upon unpaid taxes levied and assessed prior to the year 1933, upon the condition that such delinquent taxpayers shall have paid all taxes available and assessed since the year 1933, and shall pay one-fifth of such delinquent taxes each year for five consecutive years, together with interest thereon at the rate of six percent per annum from the date that such board of commissioners enter into such an agreement with said delinquent taxpayers.

Referred to Committee on Calendar.

H. R. 929, a joint resolution commending the American Legion Department of North Carolina, for its endeavors in connection with the organization and conduct of "Tar Heel Boys' State".

Referred to Committee on Calendar.

H. B. 951, a bill to amend Chapter 472 of the Public Laws of 1935, relating to notice to quit in certain tenancies.

Referred to Committee on Calendar.

H. B. 975, a bill to validate certain acts of conservators and liquidating agents of the commissioner of banks in executing certain trustee's deeds where the trustee and certain deeds of trust were at the time of the execution of the same in the process of liquidation by the commissioner of banks.

Referred to Committee on Calendar.

H. B. 1086, a bill authenticating a certain map as the official map and plan of the town of Morehead City, Carteret County, North Carolina.

Referred to Committee on Calendar.

H. B. 1095, a bill to regulate the method of taking fish from the Tuckaseegee River.

Referred to Committee on Calendar.

H. B. 1097, a bill to authorize a board of county commissioners of Swain County to establish a county recorders court.

Referred to Committee on Calendar.

S. B. 80, a bill to amend the North Carolina Workmen's Compensation Act as to deputy sheriffs, for concurrence in the House amendment.

Upon motion of Senator Larkins, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 134, a bill to help train and improve the moral children at Caswell Training School, for concurrence in the House amendment.

Upon motion of Senator Sutton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act, for concurrence in the House amendment.

Upon motion of Senator Smith, the bill is placed upon the Calendar.

H. B. 980, a bill to create a peace officers relief fund for the city and county of Durham.

Referred to Committee on Calendar.

H. B. 988, a bill to amend Section 64 of Chapter 407 of the Public Laws of 1937, so as to provide for a credit on new license where old motor vehicle has been junked.

Referred to Committee on Calendar.

H. B. 993, a bill creating the Morehead City Racing Commission for the town of Morehead City in the State of North Carolina and providing an election thereon.

Referred to Committee on Calendar.

H. B. 1014, a bill to amend the Revenue Act for incidental correction.

Referred to Committee on Calendar.

H. B. 1024, a bill to appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

Referred to Committee on Calendar.

H. B. 1026, a bill to amend Chapter 312 of the Public Laws of 1931, relating to the establishment of the Department of Labor.

Referred to Committee on Calendar.

H. B. 828, a bill to amend the Local Government Act providing for bonds or other evidences of indebtedness of a local unit acquired by such unit to be cancelled.

Referred to Committee on Calendar.

H. B. 920, a bill to amend Chapter 326, Public Laws of 1935, as amended by Chapter 125, Public Laws of 1937, relating to the State Boiler and Inspection Law.

Referred to Committee on Calendar.

H. B. 926, a bill to promote rifle marksmanship among the unorganized militia and to defray the expenses thereof.

Referred to Committee on Calendar.

H. B. 1023, a bill to amend Section 2, Chapter 560, Public Laws of 1923, relating to sale of real estate for taxes.

Referred to Committee on Calendar.

H. B. 1057, a bill to require land owners in Moore County to fill up or erect barriers around abandoned wells or excavations made in mining operation so as to protect people and livestock falling therein.

Referred to Committee on Calendar.

H. B. 1061, a bill to correct errors in H. B. number 206, known as the Ashe Memorial Bill.

Referred to Committee on Calendar.

H. B. 173, a bill to prohibit the sale of beer or other alcoholic beverages within Watauga County.

Referred to Committee on Calendar.

H. B. 250, a bill to amend Section 2287 of the Consolidated Statutes of North Carolina, relating to insane persons and incompetents.

Referred to Committee on Calendar.

H. B. 491, a bill to amend Section 7111 of the Consolidated Statutes, Volume 2, 1919, relative to fees for birth certificates.

Referred to Committee on Calendar.

H. B. 1103, a bill to amend Chapter 225 of the Public Local Laws of 1933, relative to the salary of the sheriff of New Hanover County.

Referred to Committee on Calendar.

H. B. 1105, a bill to validate the acts and ordinances of the board of aldermen of the town of Winterville, North Carolina, and the aldermen members thereof.

Referred to Committee on Calendar.

H. B. 1108, a bill to permit fishing with hook and line and reel in any of the waters of Nash County at any time during the year.

Referred to Committee on Calendar.

S. B. 135, a bill to amend Section 1126 of the Consolidated Statutes, relating to sales of corporate property, for concurrence in the House amendment.

Upon motion of Senator Curtis, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 170, a bill to amend Chapter 155, Public Laws of 1935, being "An act to regulate and control the practice of photography so as to redefine the practice of photography and to exempt therefrom certain photographs sold to newspapers and amateur photographers occasionally selling photographs", for concurrence in the House amendment.

Upon motion of Senator Gray, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1116, a bill to provide for additional county commissioners for Anson County, and for the manner of election of county commissioners hereafter.

Referred to Committee on Calendar.

H. B. 1139, a bill to provide for necessary repairs, rebuilding and construction of public buildings in Craven County, including school buildings, and for cooperation in the matter of use of county and district funds for school purposes.

Referred to Committee on Calendar.

S. B. 200, a bill to amend Chapter 210, Public Laws of 1933, as amended, relating to the North Carolina State Bar to deal with unauthorized or illegal practice of law, for concurrence in the House amendment.

Upon motion of Senator Boyette, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 505, a bill to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town.

Referred to Committee on Calendar.

H. B. 529, a bill to permit the sale and use of hog cholera virus in Hertford County under certain conditions (applicable also to Gates and Tyrrell Counties).

Referred to Committee on Calendar.

H. B. 693, a bill enlarging and fixing the corporate limits of the town of Spindale.

Referred to Committee on Calendar.

H. B. 766, a bill authorizing the Insurance Commissioner to distribute the proceeds of a bond to claimants of the Funeral Benefit Association of the United States.

Referred to Committee on Calendar.

H. B. 922, a bill to appoint justices of the peace for the several counties of North Carolina.

Referred to Committee on Calendar.

H. B. 925, a bill to provide for retirement compensation for W. Dan Terry, superintendent of public buildings and grounds.

Referred to Committee on Calendar.

H. B. 953, a bill to aid in the collection of delinquent taxes in Henderson County.

Referred to Committee on Calendar.

H. B. 1090, a bill to validate sales of land for taxes in the county of Chatham or any municipality or other taxing district therein for the years 1936 and 1937.

Referred to Committee on Calendar.

H. B. 998, a bill to establish a quasi-public corporation to be known as the Dare County Community Center.

Referred to Committee on Calendar.

H. R. 1002, a joint resolution to provide for the safe-keeping of the copies of the North Carolina Code purchased at this Session of the General Assembly for the use of the House and the Senate.

Referred to Committee on Calendar.

H. R. 1004, a joint resolution to provide for the convening of the House of Representatives in Regular Session pursuant to the constitution, and to establish a method for the assignment of seats to the members of both branches of the General Assembly.

Referred to Committee on Calendar.

H. B. 1064, a bill to amend Chapter 176 of the Public Local and Private Laws of North Carolina, Session 1937, providing for the office of tax collector for Wake County.

Referred to Committee on Calendar.

H. B. 1080, a bill to aid in the collection of delinquent taxes and paving assessments in the city of Hendersonville.

Referred to Committee on Calendar.

H. B. 1081, a bill to appoint a member of the board of water commissioners of the city of Hendersonville.

Referred to Committee on Calendar.

H. B. 1038, a bill to regulate fishing in private owned fresh water lakes and mill ponds.

Referred to Committee on Calendar.

H. B. 1045, a bill to validate the establishment, assessments, and bonds of Cumberland County drainage district No. 3, and to authorize said district to issue refunding bonds and extend the time of payment of assessments heretofore levied and levy additional assessments.

Referred to Committee on Calendar.

H. B. 1050, a bill to amend Chapter 132, Public Laws of 1937, relating to the discharge and revocation of persons placed on probation by the criminal courts of North Carolina.

Referred to Committee on Calendar.

H. B. 1055, a bill to amend the charter of the town of Clyde.

Referred to Committee on Calendar.

H. B. 1074, a bill to empower the county commissioners of Caldwell County to appoint paid deputies and fix the compensation thereof for Caldwell County.

Referred to Committee on Calendar.

H. B. 1076, a bill to authorize the board of education of Dare County to exchange a tract of land with U. G. Wise, to correct an error in a previous deed.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Wednesday, March 29, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives fails to concur in Senate amendments to H. B. 107, entitled "to repeal Section 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters in elections and primaries and providing for assistance to handicapped voters," Mr. Speaker Ward has appointed as Conferees on the part of the House to work with a like Committee appointed by your Honorable Body to the end that the differences arising may be adjusted, Messrs. Cherry, Taylor of Wayne and Phillips.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as Conferees on the part of the Senate, Senators Folger and Lumpkin, and a message is ordered sent to the House of Representatives informing that Body of such action.

HOUSE OF REPRESENTATIVES,
Wednesday, March 29, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives fails to concur in Senate amendment to H. B. 890, entitled "relating to salary of the assistant clerk of the Superior Court of Columbus County", and asks for a Conference Committee. The Speaker has appointed as conferees on the part of the House to work with a like Committee to be appointed by the Senate to the end that the differences arising may be adjusted, Messrs. Holoman, Mallard and Moore of Wilson.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as Conferees on the part of the Senate, Senators Council and Frink, and a message is ordered sent to the House of Representatives informing that Body of such action.

HOUSE OF REPRESENTATIVES,
Wednesday, March 29, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives fails to comply with your request for the return of S. B. No. 461, entitled "to repeal S. B. 219, relating to Commissioners of Richmond County".

Respectfully,
W. A. BAKER,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 440, a bill to create a board which may issue revenue bonds only for the purpose of acquiring, constructing, operating and maintaining a municipal hospital for the city of High Point, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

The bill is ordered sent to the House of Representatives.

S. B. 473, a bill to re-enact Chapter 70 of the Public Local Laws of 1937, as amended, herein relating to collection of back taxes in New Hanover County, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

The bill is ordered sent to the House of Representatives.

S. B. 482, a bill to provide a special annual tax levy for Gaston County for the maintenance and support of public libraries, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

The bill is ordered sent to the House of Representatives.

H. B. 873, a bill to amend Chapter 575, Public Local Laws of 1937, by authorizing and empowering the Board of Commissioners of the county of Wilson to appropriate additional funds for the establishment, construction and erection of a free public library in Wilson County, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

The bill is ordered enrolled.

H. B. 914, a bill to amend the charter of the city of Winston-Salem relative to the advertising for sale of real property, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

The bill is ordered enrolled.

H. B. 391, a bill to amend H. B. number 3, Public Laws of North Carolina, Special Session of 1938, same being the Revenue Bond Act of 1938, so as to include in its provisions Cabarrus County Hospital, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

H. B. 733, a bill to provide for the collection of the delinquent taxes in Pasquotank County, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

H. B. 751, a bill to correct uncertainty in the location of the line between the counties of Wilkes and Alleghany, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

H. B. 774, a bill to authorize the sheriff of Stokes County to appoint a special deputy on a salary basis and to provide a schedule of officer's fees in connection with the enforcement of the State liquor laws, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

H. B. 790, a bill to amend Chapter 15, Private Laws of 1923, entitled "An act to revise and consolidate the charter of the city of Elizabeth City", relating to claims and demands arising in tort against said city, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner,

Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

H. B. 870, a bill to enable the county of New Hanover and the city of Wilmington to make proper provision for the maintenance of the indigent sick and afflicted poor, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

H. B. 958, a bill to amend Chapter 246, Private Laws of 1905, relating to the charter of the town of Macon in Warren County, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

H. B. 959, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in the town of Elkin in Surry County, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

H. B. 970, a bill to submit to the qualified voters of the town of Morehead City the question of levying an annual tax of not more than fifteen cents on each one hundred dollars valuation on all property in said town for maintenance and operation of the municipally-owned hospital, upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead. Hatcher. Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

S. B. 378, a bill for the relief of T. W. Ferguson, Justice of the Peace in and for Beaver Creek Township, Wilkes County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 444, a bill to amend S. B. 284, ratified March 22, 1939, entitled a bill to be entitled "An act to prescribe the fees for probate and registration of certain right-of-way deeds in Duplin, Pender, Sampson and Bladen Counties, so as to make Columbus County subject to the provisions of sai dact

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 445, a bill to amend Chapter 297 of Public Local Laws of North Carolina, Session of 1935, providing for an allowance to the sheriff and rural policemen of Robeson County for travelling expenses incurred in line of duty.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 448, a bill to authorize additional term of court for Stokes County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 449, a bill relating to the levying of taxes in the town of Dobson.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 452, a bill to authorize county commissioners to buy and hold real estate and to sell, lease, or otherwise dispose of same.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 454, a bill to amend Chapter 211 of the Public Local Laws of 1933, as amended by Chapter 110 of the Public Local Laws of 1935, relative to the expenses of collecting taxes in Franklin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 460, a bill to provide for the election of county commissioners, judge, solicitor of recorders Court of Pasquotank County for a term of four years, effective at the general election of the year 1940.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 465, a bill to amend Chapter 273 of the Public Laws of 1929, relating to the punishment of makers of worthless checks making the same applicable to Granville County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 488, a bill to amend Chapter 188 of the Private Laws of 1933.

Passes its second and third readings and is ordered sent to the House of Representatives.

House substitute for S. B. 226, a bill relative to the title to the land built up and constructed in the town of Wrightsville Beach in the county of New Hanover as a result of certain erosion control work in said town.

The substitute offered by the House is adopted.

Passes its second and third readings and is ordered enrolled.

H. B. 702, a bill to amend Chapter 157 of the Private Laws of 1935, prohibiting the sale of beer, wine and alcoholic beverages within certain distances of churches and public schools in the town of Hayesville, Clay County, and to further regulate the sale of beer, wine and other alcoholic beverages in said town.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

H. B. 847, a bill to extend the terms of office of the judge and the prosecuting attorney of the Recorders Court of Sampson County, and to provide for the election of the prosecuting attorney of said court.

Passes its second and third readings and is ordered enrolled.

H. B. 900, a bill relative to the salary of the deputy recorder of New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 936, a bill to amend Chapter 389 of the Public Laws of 1937, relating to the state-wide stock law in Currituck County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 938, a bill to provide for the systematic retirement of the members of the board of education of Burlington city administrative school unit and the appointment of successors.

Passes its second and third readings and is ordered enrolled.

H. B. 987, a bill requiring the approval of the Board of Commissioners of Warren County in the expenditure of any money by the Warren County Alcoholic Beverage Control Board for the erection of any building.

Passes its second and third readings and is ordered enrolled.

H. B. 1018, a bill to provide for the collection of the delinquent taxes in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 1043, a joint resolution extending appreciation and thanks to Honorable U. S. Page, and others, of Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 892, a bill to place the name of Mrs. Minnie Lee Johnson on the pension list.

Passes its second and third readings and is ordered enrolled.

H. B. 717, a bill to provide for the election of county surveyor, county commissioners and township constables of Cherokee County for a term of four years effective at the general election of the year 1940.

Senator Morphew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 971, a bill to amend the charter of the town of Morehead City, North Carolina, upon second reading.

Senator Sutton offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

S. B. 424, a bill to provide for the orderly growth and extension of municipalities within the State of North Carolina, upon third reading.

Senator Clark offers an amendment, held not to be material, which is adopted.

Senator Smith offers an amendment.

Upon motion of Senator Sutton, the bill and all amendments are laid upon the Table.

H. B. 654, a bill to amend Chapter 245 of the Public Laws of 1935, relating to compensation for school children killed and/or injured while riding on a school bus, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Cogburn, Corey, Council, Eagles, Frink, Gardner, Gibbs, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner,

Larkins, Lumpkin, McIntyre, Morphew, Palmer, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—33.

The bill is ordered enrolled.

S. B. 430, a bill to amend Chapter 450 of the Public Laws of 1935 and Chapter 126 of the Public Laws of 1937, relating to the issuance of school district refunding and funding bonds, upon third reading.

Upon motion of Senator Rodman, the bill is laid upon the Table.

H. B. 575, a bill to validate the proceedings of the University of North Carolina, relating to the issuance and payment of certain revenue bonds of the university payable solely from the revenues of the projects for which they have been or are to be issued, upon second reading.

The bill passes its second reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, Palmer, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—37.

H. B. 585, a bill to amend Chapter 99 of the Public Laws of 1917, relative to a special tax levy by the boards of county commissioners for the respective counties to be used as a maintenance fund for tubercular hospitals, upon second reading.

The bill passes its second reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, Palmer, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—37.

H. B. 851, a bill to amend the Revenue Bond Act of 1938 by including as an undertaking as defined by said act, teacherages, upon second reading.

The bill passes its second reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senator Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Frink, Gardner, Gibbs, Gold, Graham, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Lumpkin, Palmer, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Wellons,—37.

H. B. 741, a bill authorizing and empowering any county or municipality to appropriate out of funds received and collected from revenue producing enterprises belonging to such county or municipality a portion of such funds for the purpose of erecting and maintaining tuberculosis hospitals and empowering counties and towns or municipalities to contract with each

other with respect to prorating between said counties, towns or municipalities the expense of the erection of said tuberculosis hospitals or of the maintaining thereof upon second reading.

The bill passes its second reading by roll call vote, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Folger, Gardner, Gibbs, Gold, Graham, Gregory, Hatcher, Hughes, Jewell, Joyner, McIntyre, Palmer, Prince, Rodman, Smith, Sutton, Umstead, Ward, Warren, Wellons,—31.

H. B. 676, a bill to amend Sections 11, 24, 25 and 26 of Chapter 425, Public Laws of 1937, entitled "An act to provide for the inspection of gasoline, kerosene, and other petroleum products, etc.," upon third reading.

Passes its third reading and is ordered enrolled.

H. B. 896, a bill authorizing the granting of title to the Confederate soldiers home property in the city of Raleigh by the State of North Carolina to the city of Raleigh for a Confederate Memorial Park, upon third reading.

Passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

S. B. 41, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the State Highway Patrol.

The substitute offered by the Committee is adopted.

Passes its second reading.

Upon objection by Senator Gregory to its third reading, the bill remains on the Calendar.

S. B. 73, a bill to amend Chapter 409 of the Public Laws of North Carolina of 1937, known as "The Maximum Hour Law" and Section 6554 of the Consolidated Statutes of North Carolina, as amended, relative to hours of labor for employees of retail and wholesale florists.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 633, a bill to amend Section 85 of Chapter 407 of the Public Laws of 1937, relating to the regulation of the operation of vehicles on highways.

Passes its second and third readings and is ordered enrolled.

H. B. 678, a bill to empower the Morehead City Port Commission to apply to the proper agency of the Government of the United States for a grant to the Morehead City Port Commission for the privilege of establishing, operating and maintaining a foreign trade zone within the port of Morehead City and to empower the Morehead City Port Commission to

comply with the laws, rules and regulations prescribed by the Government of the United States for the establishment and maintenance of such zones.

Passes its second and third readings and is ordered enrolled.

H. B. 859, a bill to amend Chapter 486 of the Public Laws of 1935, relative to the sale of quail in this State.

Passes its second and third readings and is ordered enrolled.

H. B. 878, a bill to amend Section 349 of Chapter 136 of the Public Laws of 1923, relating to attendance officer.

Passes its second and third readings and is ordered enrolled.

S. B. 434, a bill to amend Chapter 393, Public Laws of 1937, so that certain restrictions in the distribution of forest tree seedlings to farmers in soil conservation districts may be removed.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 450, a bill to amend Chapter 30 of the Public Laws of 1937, relating to the business of cleaning, dyeing and/or pressing, and creating a State Dry Cleaners Commission.

Upon motion of Senator Warren, action on the bill is deferred until tomorrow.

S. B. 456, a bill to authorize the officers and enlisted men of the North Carolina National Guard to wear service medals to be prescribed by the State of North Carolina as a part of the regulation uniform.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 458, a joint resolution authorizing the Governor to appoint a commission to study a fair labor standards act for North Carolina and to report to the next General Assembly.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 463, a bill to grant plumbing and heating contractor's license to plumbing or heating inspectors of ten years service.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 464, a bill to authorize and empower the Secretary of State to dispose of certain damaged and unsaleable books now in his possession.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 162, a bill to appropriate the sum of four thousand dollars to improve the oyster industry in Pamlico County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. R. 530, a joint resolution designating certain parts of United States Highways number 23 and number 25 in Western North Carolina as the "Robert E. Lee Highway."

Passes its second and third readings and is ordered enrolled.

S. B. 230, a bill to authorize and direct the Governor of the State of North Carolina to appoint a commissioner to find the facts relative to county claims for road refunds.

Passes its second reading.

Upon objection by Senator Barber to its third reading, the bill remains on the Calendar.

S. B. 333, a bill to require all contracts to make a will, or to give, devise or bequeath any property or effects whatsoever to be in writing.

Senator Halstead offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 341, a bill to amend Section 6441, Consolidated Statutes, 1919, relating to the co-insurance clause in insurance policies.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 345, a bill to amend Section 4649 of the Consolidated Statutes and to provide for the transfer of criminal actions to the Superior Court for jury trial upon request of State or defendant.

Senator Folger offers an amendment.

Upon motion of Senator Taylor, action on the bill is deferred until tomorrow.

H. B. 879, a bill assenting to the provisions of the Act of Congress entitled "An act to provide that the United States shall aid the States in wild life restoration projects, and for other purposes", approved September 2, 1939.

Passes its second and third readings and is ordered enrolled.

H. B. 895, a bill for liquidation of the North Carolina Real Estate Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 45, a bill to provide for the listing and valuing of all property, real, personal and mixed, at its true value in money, and to provide for the taxation thereof by counties, municipalities and other local taxing authorities upon a uniform ad valorem basis.

Passes its second and third readings and is ordered enrolled.

H. B. 856, a bill to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, upon second reading.

Senator Smith offers an amendment which is adopted.

Senator Long offers an amendment which is adopted.

Senator Umstead offers an amendment which is adopted.

Senator Umstead offers a second amendment which fails of adoption.

Senator Folger offers an amendment which is adopted.

Senator Folger offers a second amendment which fails of adoption.

Senator Folger offers a third amendment which is adopted.

Senator Ballentine offers an amendment which is adopted.

Senator Folger offers a fourth amendment which is adopted.

Senator Folger offers a fifth amendment which is adopted.

Senator Long offers a second amendment which fails of adoption.

Senator Eagles offers an amendment which is adopted.

All amendments are held not to be material.

The bill, as amended, passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Boyette, Bruton, Clark, Cogburn, Corey, Council, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gibbs, Graham, Gray, Hatcher, Hughes, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Smith, Spruill, Sutton, Taylor, Umstead, Ward, Warren, Wellons,—39.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow at 12 o'clock M.

SEVENTY-FOURTH DAY

SENATE CHAMBER,
Thursday, March 30, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sutton, the courtesies of the galleries are extended to the seventh grade of the Contentnea School of Lenoir County.

Upon motion of Senator Bellamy, the courtesies of the galleries are extended to the senior class of the New Hanover High School of New Hanover County.

Upon motion of Senator Spruill, the courtesies of the floor are extended to former Senator Collin Barnes and Mrs. Barnes of Hertford County.

Upon motion of Senator Thomas, the courtesies of the floor are extended to former Senator H. L. Ingram of Randolph County.

Upon motion of Senator Taylor, the courtesies of the floor are extended to former Senator J. C. Sedbury of Richmond County.

Upon motion of Senator Thomas, H. B. 798, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, is taken from the unfavorable Calendar and placed upon the Calendar.

Upon motion of Senator Rodman, H. B. 922, a bill to appoint justices of the peace for the several counties of North Carolina, is taken from the Committee on Calendar and placed upon the Calendar.

Upon motion of Senator Rodman, H. B. 1024, a bill to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office and limit compensation at State expense, is taken from the Committee on Calendar and placed upon the Calendar.

Upon motion of Senator Jewell, S. B. 461, a bill to repeal S. B. number 219, relating to Richmond County Commissioners, is recalled from the House of Representatives.

Upon motion of Senator Barber, H. B. 443, a bill authorizing elections by school districts in Lee County for the purpose of supplementing state

school funds, is taken from the unfavorable Calendar and placed upon the Calendar.

Senator Larkins moves that the bill be taken from the Calendar and re-referred to the Committee on Calendar.

The motion fails to prevail.

Upon motion of Senator Frink, S. B. 244, a bill to permit Wilson County school districts to vote a local supplement, is taken from the unfavorable Calendar and placed upon the Calendar.

Senator Larkins moves that the bill be taken from the Calendar and re-referred to the Committee on Calendar.

The motion fails to prevail.

Upon motion of Senator Bruton, H. B. 787, a bill to create and establish the Laurinburg administrative unit and to provide for the administration and control thereof, is taken from the unfavorable Calendar and placed upon the Calendar.

Senator Prince moves that the rules be suspended and the bill be placed upon its immediate readings.

Upon the motion of Senator Prince, Senator Rodman calls for the ayes and noes.

The call is sustained.

The motion, requiring a two-thirds vote, fails to prevail, ayes 24, noes 21, as follows:

Those voting in the affirmative are: Senators Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Cowles, Curtis, Gold, Halstead, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Separk, Spruill, Sutton, Thomas, Wellons,—24.

Those voting in the negative are: Senators Austin, Bain, Clark, Corey, Council, Eagles, Folger, Frink, Gardner, Graham, Gray, Gregory, Hatcher, Larkins, Rodman, Smith, Taylor, Umstead, Ward, Warren, Watkins,—21.

The bill remains on the Calendar.

Senator Umstead moves that the Conferees appointed by the President to settle the differences between the House of Representatives and the Senate on H. B. 107, a bill to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters in elections and primaries and providing for assistance to handicapped voters, be discharged.

Upon the motion made by himself, Senator Umstead calls for the ayes and noes.

The call is sustained.

The motion fails to prevail, ayes 20, noes 25, as follows:

Those voting in the affirmative are: Senators Ballentine, Bellamy, Cogburn, Corey, Curtis, Eagles, Graham, Gray, Gregory, Halstead, Jewell, Long, Lumpkin, Palmer, Separk, Spruill, Thomas, Umstead, Warren, Wellons,—20.

Those voting in the negative are: Senators Austin, Bain, Blythe, Bowers, Boyette, Bruton, Clark, Council, Cowles, Fearing, Folger, Frink, Gardner, Gold, Hatcher, Hughes, Joyner, Larkins, McIntyre, Price, Prince, Rodman, Smith, Ward, Watkins,—25.

The following pair is announced: Senator Gibbs, "aye", Senator Barber, "no."

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 19, an act to repeal Chapter 432 of the Public Laws of 1937, and to amend Chapter 228 of the Public Laws of 1933, relating to bastardy.

S. B. 88, an act to provide a uniform procedure for the suspension or revocation by certain North Carolina Boards and Commissions of licenses to engage in trades and lawful callings.

S. B. 93, an act to transfer Mrs. Delsie Ollis, widow of a Confederate veteran, of Avery County, from Class "B" to Class "A" on the Confederate pension roll.

S. B. 114, an act to provide for supplying the Library of Congress with copies of Session Laws and other State publications.

S. B. 132, an act to amend Section 1161 of the Consolidated Statutes of North Carolina, relating to decrease of capital stock of corporations.

S. B. 133, an act to amend Section 1114 (1) of the Consolidated Statutes of North Carolina, as amended by Chapter 166 of the Public Laws of 1935, relating to the name of domestic corporations.

S. B. 137, an act to amend the labor laws relating to mines and quarries.

S. B. 195, an act to clarify and amend Chapter 52 of the Public Laws of 1931, as amended by Chapter 57 of the Public Laws of 1933, relating to the licensing of plumbing and heating contractors.

S. B. 263, an act to amend the charter of the town of Youngsville to provide for the extension of the corporate limits of the towns of Youngsville.

S. B. 337, an act relative to the Recorders Court of Caswell County and to repeal certain laws relative to same.

S. B. 358, an act to amend Section 1681 of the Consolidated Statutes,

relating to the payment for damage caused by dogs to sheep and turkeys or other property in Cabarrus County.

S. B. 376, an act to amend Section 10 of Chapter 89 of the Public Laws of 1931, relating to the Burke County Criminal Court.

S. B. 381, an act to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Halifax and Northampton Counties.

S. B. 386, an act to place the Register of Deeds of Stanly County on a salary.

S. B. 388, an act to prohibit the town of Goldston to issue bonds without a vote of the people and to regulate town elections.

S. B. 461, an act to repeal S. B. number 219, relating to Richmond Commissioners.

S. B. 404, an act relative to the appointment of a school board for the Robbinsville local school district, and defining its powers and duties.

H. B. 427, an act to amend Section 1695, relating to the acquisition and condemnation of property by electric telegraph and power companies, and to amend Section 1706 of the Consolidated Statutes, Volume 1, 1919, relative to eminent domain.

H. B. 506, an act providing for voluntary apprenticeship.

H. B. 614, an act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

H. B. 632, an act to allow removals from one magistrate to another where incorporated towns are situated in more than one township.

H. B. 687, an act to amend the Municipal Finance Act, 1921, as amended, the County Finance Act, as amended, the Local Government Act ,as amended, and the Act providing for funding and refunding debts of local units of government other than counties, cities and towns, as amended, relating to funding and refunding of notes and bonds.

H. B. 701, an act to establish the true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the county's necessary governmental functions.

H. B. 758, an act to authorize the Department of Conservation and Development to develop certain swamp land as a game refuge and public hunting ground.

H. B. 765, an act to validate all proceedings relative to the creation and organization of the Bessemer sanitary district in Guilford County.

H. B. 767, an act supplemental to S. B. number 47, entitled "An act to amend Chapter 349 of the Public Laws of 1937, relating to 'The Law Enforcement Officers' Benefit Fund'", ratified February 1, 1939.

H. B. 768, an act to appropriate $50,000 for each year of the biennium

1939-1941 to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese beetle might be controlled in this State, thereby preventing the State being placed under quarantine by the federal government.

H. B. 769, an act to provide a standard form of deed of trust for building and loan associations operating in New Hanover County.

H. B. 777, an act to submit to the voters of the town of Sanford an amendment to the charter extending terms of municipal officers to four years.

H. B. 788, an act to amend Chapter 119, Private Laws of 1909, same being "An act to incorporate the town of St. Pauls in Robeson County", so as to provide compensation for the mayor and commissioners of said town.

H. B. 815, an act to amend the charter of the town of Wilson so as to enlarge the corporate limits of said town and so as to exclude from said corporate limits certain vacant property now within the limits of said town.

H. B. 839, an act to permit the citizens of Bentonville Township, Johnston County, to hold a local tax election for the purpose of erecting a school building.

H. B. 853, an act to amend Chapter 486 of the Public Laws of 1935, relative to the game laws of North Carolina.

H. B. 862, an act to itemize the fees to be charged by Justices of the Peace in Henderson County.

H. B. 903, an act to authorize the commission to be appointed by the Governor under the provisions of H. B. number 513, 1939 Legislature, to consider the relief of Hyde County by reason of its losses by the acquiring of certain lands in Hyde County by the United States Department of Agriculture for game refuge purposes.

H. B. 904, an act naming the hard surfaced road from Henderson, North Carolina, to Townsville, North Carolina.

H. B. 908, an act to fix a minimum jail fee for turn key fee for the sheriff of Wilkes County and to fix the custody and management of the jail of Wilkes County.

H. B. 919, an act to district Wilkes County for the purpose of the nomination and election of members of the Board of County Commissioners.

H. B. 923, an act to amend Chapter 181, Private Laws, Session 1901, and acts amendatory thereto, relating to the town of Angier.

H. B. 940, an act to provide for the election of county commissioners, judge, solicitor of Recorders Court of Caldwell County, and surveyor, for a term of four years, effective at the General election of the year 1940.

H. B. 942, an act to fix the salary of the sheriff of Stanly County.

H. B. 945, an act to quiet title to real property acquired through tax or street assessment foreclosure proceedings in Forsyth County, to provide limitations on suits brought relating to the same, and for other purposes.

H. B. 946, an act designating fees to be collected by the clerk of the Superior Court of Forsyth County, North Carolina.

H. B. 952, an act to repeal certain provisions of Section 1582 (B), of the Consolidated Statutes of North Carolina, and to provide for the appointment of a recorder and solicitor in Henderson County.

H. B. 954, an act to allow the voters of Iredell County to express their will as to increasing terms of certain county officers from two to four years.

H. B. 955, an act relating to the limitation of cost for foreclosure of tax sales certificates in Yadkin County.

H. B. 957, an act to amend Chapter 75 of the Public Local Laws of 1935, relating to the rural police system of Mecklenburg County.

H. B. 960, an act creating the office of tax collector for the county of Anson.

H. B. 961, an act fixing the salary and providing an allowance for travel expense for the sheriff of Anson County.

H. B. 962, an act relating to the appointment of rural policemen for Anson County.

H. B. 891, an act to compensate A. H. Wearn for services as acting chairman of the Board of County Commissioners of Mecklenburg County.

H. R. 1015, a joint resolution authorizing and directing the Secretary of State to have printed four thousand copies of Committee substitute for H. B. 45, as amended, known as "The Machinery Act of 1939", and also to have printed five thousand copies of Committee substitute for H. B. 13, as amended, known as "The Revenue Act of 1939", and that the distribution thereof be under the direction of the Commissioner of Revenue.

S. B. 160, an act to permit and instruct the Treasurer to pay certain bonds and interest thereon.

S. B. 202, an act to authorize North Carolina Rural Rehabilitation Corporation to advance funds for rural vocational buildings and other purposes and to ratify previous activities of the corporation.

S. B. 217, an act to amend Chapter 99 of the Public Laws of North Carolina, Session of 1937, with reference to the availability of funds by the Director of the Budget for expenditure.

S. B. 225, an act to amend Chapter 145 of the Public Laws of 1931, so as to authorize the sentencing of prisoners for work on public grounds.

S. B. 239, an act to amend Section 225 (f), Article 10, Chapter 5, Con-

solidated Statutes of North Carolina, so as to more clearly define the powers of industrial banks.

S. B. 253, an act to authorize the North Carolina State Department of Labor to assist and cooperate in the enforcement of the Fair Labor Standards Act of 1938 and to receive payment and/or reimbursement therefor.

S. B. 226, an act relative to the title to the land built up and constructed in the town of Wrightsville Beach in the county of New Hanover as a result of certain erosion control work in said town.

S. B. 254, an act to place the name of Mrs. Lillie M. Williams on the pension roll of Confederate veterans' widows (Class A) of the State of North Carolina.

S. B. 279, an act to require the Assistant Director of the Budget to assemble certain information relating to the personnel of the various departments, agencies and institutions of the State.

S. B. 292, an act to extend the terms of office of County Commissioners of Cherokee County.

S. B. 306, an act relating to the disposition of archives, newspaper files, printed books and manuscripts on file with the various departments, institutions, or political sub-divisions of the State.

S. B. 312, an act to amend Sections 1193 and 1194 of the Consolidated Statutes, relative to continuance of corporate existence of corporations.

S. B. 313, an act to fix the fees of the various Justices of the Peace of Rockingham County.

S. B. 315, an act to create a commission to be known as the Fort Fisher National Park Commission and to provide for the acquisition of lands in Federal Point Township, New Hanover County, North Carolina, for national park purposes and to authorize the conveyance of the same and other lands to the United States of America.

S. B. 316, an act to amend Section 3883 of the Consolidated Statutes, as amended, fixing the expenses allowed the Justices of the Supreme Court at an amount equal to that allowed Judges of the Superior Court.

S. B. 317, an act to change the name of the Elizabeth City State Normal School at Elizabeth City to the Elizabeth City State Teachers College, and to provide advanced courses of instruction for elementary teachers and principals.

S. B. 321, an act to provide for the recording of bankruptcy records as contemplated by clause (g) of Section 21 of the Act of the Congress of the United States, entitled "An act to establish a uniform system of bankruptcy throughout the United States (hereinafter called "United States Bankruptcy Act"), as amended by the Act of June 22, 1938, known as The Chandler Act.

S. B. 328, an act creating a coordinating committee of the North Caro-

lina State College of Agriculture and Engineering and of the North Carolina State Department of Agriculture.

S. B. 330, an act to amend Section 690 of the Consolidated Statutes, as amended by Chapter 23, Public Laws of 1931, and as further amended by Chapter 26, Public Laws of 1937, validating sales of real property sold under order of court.

S. B. 311, an act to create a commission to be known as the North Carolina Cape Hatteras Seashore Commission and to provide for the acquisition of lands in the Cape Hatteras region of North Carolina for national seashore purposes and to authorize the conveyance of the same and other lands to the United States of America.

S. B. 348, an act to amend Consolidated Statutes, Section 3884 (a) with reference to retirement of judges.

S. B. 361, an act to amend the Local Government Act in relation to mutilated bonds and bonds registered as to both principal and interest.

S. B. 363, an act to classify for taxation in Iredell County under the authority of Section 3, Article 5 of the Constitution.

S. B. 373, an act to amend Chapter 129, Section 7661 of the Consolidated Statutes and acts amendatory thereof, in relation to the distribution of State Laws, journals and other public documents to the Libraries of Wake Forest and Davidson Colleges.

S. B. 323, an act to amend the charter of the city of Washington.

S. B. 443, an act to enable the town of Dunn to sell at private sale a parcel of real estate belonging to the town of Dunn.

H. R. 538, a joint resolution designating certain parts of United States Highways number 23 and number 25 in Western North Carolina as the "Robert E. Lee Highway."

H. R. 1043, a joint resolution extending appreciation and thanks to Honorable U. S. Page, and others, of Bladen County.

H. B. 938, an act to provide for the systematic retirement of the members of the Board of Education of Burlington city administrative school unit and the appointment of successors.

H. B. 948, an act to repeal Chapter 577, Public Local Laws, 1911, relating to public sales of property belonging to Rutherford County.

H. B. 987, an act requiring the approval of the Board of Commissioners of Warren County in the expenditure of any money by the Warren County Alcoholic Beverage Control Board for the erection of any building.

H. B. 1018, an act to provide for the collection of the delinquent taxes in Bertie County.

H. B. 182, an act to amend Chapter 407 of the Public Laws of 1937, requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

H. B. 231, an act to authorize the Board of Commissioners of Pamlico County to provide for a social service case worker.

H. B. 676, an act to amend Sections 11, 24, 25 and 26 of Chapter 425, Public Laws of 1937, entitled "An act to provide for the inspection of gasoline, kerosene and other petroleum products, etc."

S. B. 80, an act to amend the North Carolina Workmen's Compensation Act as to deputy sheriffs.

S. B. 310, an act to validate sales of lands for taxes, to authorize and empower the Board of Commissioners of Surry County to adjust, compromise and settle unpaid taxes levied for years prior to 1938.

H. B. 878, an act to amend Section 349 of Chapter 136 of the Public Laws of 1923, relating to attendance officers.

H. B. 879, an act assenting to the provisions of the Act of Congress, entitled "An act to provide that the United States shall aid the states in wild life restoration projects, and for other purposes", approved September 2, 1937.

H. B. 883, an act to amend Sections 4882, 4883, 4885, 4886 and 4892, Consolidated Statutes of 1919, providing for indemnity for cattle slaughtered on account of being affected with tuberculosis and paratuberculosis so as to include Bang's disease.

H. B. 892, an act to place the name of Mrs. Minnie Lee Johnson on the pension list.

H. B. 895, an act for liquidation of the North Carolina Real Estate Commission.

H. B. 900, an act relative to the salary of the deputy recorder of New Hanover County.

H. B. 909, an act to enable the city of Asheville and the county of Buncombe to appropriate funds for the maintenance of Biltmore Junior College.

H. B. 914, an act to amend the charter of the city of Winston-Salem, relative to the advertising for sale of real property.

H. B. 654, an act to amend Chapter 245 of the Public Laws of 1935, relating to compensation for school children killed and/or injured while riding on a school bus.

H. B. 678, an act to empower the Morehead City Port Commission to apply to the proper agency of the Government of the United States for a grant to the Morehead City Port Commission of the privilege of establishing, operating and maintaining a foreign trade zone within the port of Morehead City and to empower the Morehead City Port Commission to comply with the laws, rules and regulations prescribed by the Government of the United States for the establishment and maintenance of such zones.

H. B. 838, an act to provide for the appointment of trustees for the Andrews city administrative school unit.

H. B. 847, an act to extend the terms of office of the judge and the prosecuting attorney of the Recorders Court of Sampson County, and to provide for the election of the prosecuting attorney of said county.

H. B. 857, an act to validate the official acts performed between April 1, 1937, and March 21, 1939, by Justices of the Peace appointed by Chapter 321 of the Public Laws of 1931.

H. B. 859, an act to amend Chapter 486 of the Public Laws of 1935, relative to the sale of quail in this State.

H. B. 873, an act to amend Chapter 575, Public Local Laws of 1937 by authorizing and empowering the Board of Commissioners of the county of Wilson and the Board of Commissioners of the town of Wilson to appropriate additional funds for the establishment, construction and erection of a free public library of Wilson County.

S. B. 377, an act to validate certain defective probates of deeds by a deputy clerk of the Superior Court where the clerk of the Superior Court of said county is party to said deed.

S. B. 390, an act to abolish trial by jury in the Recorders Court of Edgecombe County.

S. B. 394, an act to provide for regulations so as to prohibit unfair trade practices in the administration of the general retail sales tax law, and to authorize the Commissioner of Revenue to make regulations governing the collection of the tax.

S. B. 439, an act to amend Chapter 107 of the Private Laws of 1931 and all acts amendatory thereof, relating to the city of High Point, North Carolina.

H. B. 108, an act to amend Sections 5935 and 6027 of the Consolidated Statutes of North Carolina, so as to require a new state-wide registration of voters.

H. B. 146, an act to amend Chapter 165 of the Public Laws of North Carolina, Session 1933, as amended, and that Section of said Chapter designated as Consolidated Statutes 5932, and that Section designated as Consolidated Statutes 6023, relating to the election laws.

H. B. 162, an act to appropriate the sum of four thousand dollars to improve the oyster industry in Pamlico County, North Carolina.

H. B. 633, an act to amend Section 85 of Chapter 407 of the Public Laws of 1937, relating to the regulation of the operation of vehicles on highways.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 333, a bill to require all contracts to make a will, or to give, devise or bequeath any property or effects whatsoever to be in writing.

S. R. 458, a joint resolution authorizing the Governor to appoint a Commission to study a fair labor standards act for North Carolina and to report to the next General Assembly.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Calendar:

H. B. 1026, a bill to amend Chapter 312 of the Public Laws of 1931, relating to the establishment of the Department of Labor, with a favorable report.

H. B. 1038, a bill to regulate fishing in private owned fresh water lakes and mill ponds, with an unfavorable report.

H. B. 1045, a bill to validate the establishment, assessments and bonds of Cumberland County drainage district No. 3 and to authorize said district to issue refunding bonds and extend the time of payment of assessments heretofore levied and levy additional assessments, with a favorable report.

H. B. 1050, a bill to amend Chapter 132, Public Laws of 1937, relating to the discharge and revocation of persons placed on probation by the criminal courts of North Carolina, with a favorable report.

H. B. 1061, a bill to correct errors in H. B. number 206, known as the Ashe Memorial Bill, with a favorable report.

H. B. 1064, a bill to amend Chapter 176 of the Public Local and Private Laws of North Carolina, Session 1937, providing for the office of tax collector for Wake County, with a favorable report.

H. B. 1076, a bill to authorize the Board of Education of Dare County to exchange a tract of land with U. G. Wise to correct an error in a previous deed, with a favorable report.

H. B. 1078, a bill to authorize the County Commissioners of Scotland County to remit to the delinquent taxpayers of that county all penalties and interest upon unpaid taxes levied and assessed prior to the year 1933, upon the condition that such delinquent taxpayers shall have paid all taxes levied and assessed since the year 1933, and shall pay one-fifth of such delinquent taxes each year for five consecutive years, together with interest thereon at the rate of six per cent per annum from the date that such Board of Commissioners enter into such an agreement with said delinquent taxpayers, with a favorable report.

H. B. 1080, a bill to aid in the collection of delinquent taxes and paving assessments in the city of Hendersonville, with a favorable report.

H. B. 1081, a bill to appoint a member of the board of water commissioners of the city of Hendersonville, with a favorable report.

H. B. 1083, a bill to prohibit the operation of motor boats without mufflers on Lake Summit in Henderson County during Sunday church hours, with a favorable report.

H. B. 1086, a bill authenticating a certain map as the official map and plan of the town of Morehead City, Carteret County, North Carolina, with a favorable report.

H. B. 1088, a bill to provide compensation for the members of the county board of welfare of Mecklenburg County, with a favorable report.

H. B. 1089, a bill to allow the commissioners of Washington County to allocate a part of the net profits from alcoholic beverage control stores to the towns in Washington County, with a favorable report.

H. B. 1091, a bill extending the terms of office of recorder, solicitor of Recorders Court, county surveyor and members of the Board of County Commissioners in Catawba County from two years to four years, with a favorable report.

H. B. 1092, a bill to amend the charter of the city of Salisbury as it relates to the sale of property held by the city, with a favorable report.

H. B. 1100, a bill to authorize the Board of County Commissioners of Catawba County to more adequately provide for the proper protection of health, with a favorable report.

H. B. 1101, a bill to regulate the operation of and to prohibit public dances on Sunday in Davidson County, with a favorable report.

H. B. 1103, a bill to amend Chapter 225 of the Public Local Laws of 1933, relative to the salary of the sheriff of New Hanover County, with a favorable report.

H. B. 1105, a bill to validate the acts and ordinances of the board of aldermen of the town of Winterville, North Carolina, and the aldermen members thereof, with a favorable report.

H. B. 1108, a bill to permit fishing with hook and line or rod and reel in any of the waters of Nash County at any time during the year, with an unfavorable report.

H. B. 1139, a bill to provide for necessary repairs, rebuilding and construction of public buildings in Craven County, including school buildings, and for cooperation in the matter of use of county and district funds for school purposes, with a favorable report.

S. B. 447, a bill to permit R. L. Wilson of Shiloh Township in Iredell County to practice veterinary surgery without securing a license therefor from the Board of Veterinary Medical Examiners, with an unfavorable report.

S. B. 455, a bill extending the term of office of the County Commissioners and Register of Deeds of Avery County, and providing for their election quadrennially thereafter, with a favorable report.

Upon motion of Senator Bowers, the bill is placed upon today's Calendar.

S. B. 468, a bill to amend Chapter 49 of the Public Laws of 1937, relating to the manufacture, sale and control of alcoholic beverages in this State, with an unfavorable report.

S. B. 479, a bill to amend Article 18 of Sub-chapter IV (entitled Recorders Courts) of the Consolidated Statutes of North Carolina, to limit the territorial jurisdiction of municipal recorders courts, and to prevent an over-lapping of said territorial jurisdiction with the jurisdiction of county recorders courts and general county courts, with an unfavorable report.

S. B. 481, a bill to provide a commission to advise the citizens of North Carolina as to the value of pulp wood and an orderly marketing thereof, with an unfavorable report.

S. B. 487, a bill to direct the Department of Revenue to refund to Dorsey Rhyne, of Lincoln County, thirty-five dollars over-payment of service station license taxes, with a favorable report.

H. B. 173, a bill to prohibit the sale of beer or other alcoholic beverages within Watauga County, reported without prejudice.

H. B. 250, a bill to amend Section 2287 of the Consolidated Statutes of North Carolina, relating to insane persons and incompetents, with an unfavorable report.

H. B. 310, a bill to reimburse W. S. Williams for losses resulting from collision with a school bus in Nash County, with an unfavorable report.

Upon motion of Senator Lumpkin, the bill is taken from the unfavorable Calendar and placed upon today's Calendar.

H. B. 366, a bill to extend the terms of office of the judge of the Recorders Court of Lincoln County, and the solicitor of the Recorders Court of Lincoln County to four years; and to amend Section 1582 of the Consolidated Statutes of 1919 insofar as said section is applicable to the Recorders Court in Lincoln County, with a favorable report, as amended.

H. B. 491, a bill to amend Section 7111 of the Consolidated Statutes, Volume 2, 1919, relative to fees for birth certificates, with an unfavorable report.

H. B. 505, a bill to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town, with a favorable report.

H. B. 529, a bill to permit the sale and use of hog cholera virus in Hertford County under certain conditions, (applicable also to Gates and Tyrrell Counties), with a favorable report.

H. B. 624, a bill to fix the fees of witnesses in courts of Justices of the Peace in Lincoln County, with a favorable report.

H. B. 693, a bill enlarging and fixing the corporate limits of the town of Spindale, with a favorable report.

H. B. 766, a bill authorizing the Insurance Commission to distribute the proceeds of a bond to claimants of the Funeral Benefit Association of the United States, with a favorable report.

H. B. 794, a bill for the relief of Mrs. W. J. Rasberry, with an unfavorable report.

H. B. 828, a bill to amend the Local Government Act providing for bonds or other evidences of indebtedness of a local unit acquired by such unit to be cancelled, with a favorable report.

H. B. 905, a bill to provide for the control of livestock diseases, with a favorable report, as amended.

H. B. 920, a bill to amend Chapter 326, Public Laws of 1935, as amended by Chapter 125, Public Laws of 1937, relating to the State Boiler and Inspection Law, with a favorable report.

Upon motion of Senator Lumpkin, the bill is placed upon today's Calendar.

H. B. 925, a bill to provide for retirement compensation for W. Dan Terry, Superintendent of Public Buildings and Grounds, with a favorable report.

H. B. 858, a bill to require the Board of County Commissioners and the Board of Education of Mitchell County to publish a monthly statement of all claims audited and paid by said boards and the annual budgets of said boards, with a favorable report.

H. B. 926, a bill to promote rifle marksmanship among the unorganized militia and to defray the expenses thereof, with a favorable report.

H. R. 929, a joint resolution commending the American Legion Department of North Carolina for its endeavors in connection with the organization and conduct of "Tar Heel Boys' State," with a favorable report.

H. B. 949, a bill to repeal certain provisions of Chapter 460 of the Public Local Laws of 1931, as amended by Chapter 67 of the Public Local Laws of 1935, relative to the Pitt County Peace Officers Protective Association, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 951, a bill to amend Chapter 472 of the Public Laws of 1935, relating to notice to quit in certain tenancies, with a favorable report.

H. B. 953, a bill to aid in the collection of delinquent taxes in Henderson County, with a favorable report.

H. B. 975, a bill to validate certain acts of conservators and liquidating

agents of the Commissioner of Banks in executing certain trustee's deeds where the trustee and certain deeds of trust were, at the time of execution of the same, in the process of liquidation by the Commissioner of Banks, with a favorable report, as amended.

H. B. 980, a bill to create a Peace Officers Relief Fund for the city and county of Durham, with a favorable report.

H. B. 988, a bill to amend Section 64 of Chapter 407 of the Public Laws of 1937, so as to provide for a credit on new license where old motor vehicle has been junked, with a favorable report.

H. B. 993, a bill creating the Morehead City Racing Commission for the town of Morehead City in the State of North Carolina and providing an election thereon, reported without prejudice.

H. B. 994, a bill to fix the fees of the sheriff of Mitchell County, with a favorable report.

H. B. 998, a bill to establish a quasi-public corporation to be known as the Dare County Community Center, with a favorable report.

H. R. 1004, a joint resolution to provide for the convening of the House of Representatives in Regular Sessions pursuant to the Constitution, and to establish a method for the assignment of seats to the members of both branches of the General Assembly, with a favorable report.

H. B. 1005, a bill relating to commercial fishing in Currituck County, with a favorable report.

H. B. 1020, a bill to require a general audit in Mitchell County, with an unfavorable report.

H. B. 1023, a bill to amend Section 2, Chapter 560, Public Laws of 1923, relating to sale of real estate for taxes, with a favorable report.

H. B. 1074, a bill to empower the County Commissioners of Caldwell County to appoint paid deputies and fix the compensation thereof for Caldwell County, with a favorable report.

H. B. 1090, a bill to validate sales of land for taxes in the county of Chatham or any municipality or other taxing district therein for the years 1936 and 1937, with a favorable report.

H. B. 1097, a bill to authorize a Board of County Commissioners of Swain County to establish a County Recorders Court, with a favorable report.

S. B. 469, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law," with a favorable report.

S. B. 470, a bill to amend Public Local Laws of 1915, Chapter 520, establishing the Forsyth County Court and all acts relating thereto, and for other purposes, with a favorable report.

Upon motion of Senator Gray, the bill is placed upon today's Calendar.

H. B. 937, a bill relative to the county depository of Robeson County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator McIntyre, the bill is placed upon today's Calendar.

H. B. 1057, a bill to require land owners in Moore County to fill up or erect barriers around abandoned wells or excavations made in mining operation so as to protect people and live-stock from falling therein, with a favorable report.

H. B. 1014, a bill to amend the Revenue Act for incidental correction, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gray: S. R. 494, a joint resolution authorizing the Governor of the State of North Carolina to appoint a commission to cooperate in the Sesqui-Centennial Celebration of the University of North Carolina.

Upon motion of Senator Gray, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senator Cogburn: S. B. 495, a bill to place the municipalities in Jackson County under the provisions of the general election laws.

Upon motion of Senator Cogburn, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1138, a bill to authorize the Board of Commissioners of Harnett County to fix the salaries of certain officers.

Referred to Committee on Calendar.

H. B. 1047, a bill to regulate the operation of moving picture shows in Northampton County.

Referred to Committee on Calendar.

H. B. 1048, a bill relating to the extension of the corporate limits of the city of Rocky Mount and amending Chapter 209 of the Private Laws of 1907, as amended.

Upon motion of Senator Clark, the bill is placed upon the Calendar.

H. B. 1049, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount relating to the power of its board of aldermen.

Referred to Committee on Calendar.

H. B. 1065, a bill to amend Chapter 282 of the Public Local Laws of 1917 and Chapter 497 of the Public Local Laws of 1929, relating to the Recorders Court for the town of Apex and White Oak Township in Wake County.

Referred to Committee on Calendar.

H. B. 1066, a bill to amend Chapter 550, Public Local Laws of 1937, relating to the Recorders Court of Wake Forest.

Referred to Committee on Calendar.

H. B. 1063, a bill to permit the Board of County Commissioners of Transylvania County to regulate and levy a tax on persons, firms or corporations carrying passengers for compensation in airplanes.

Upon motion of Senator Cogburn, the bill is placed upon the Calendar.

H. B. 1151, a bill to fix the salaries of officers and employees of Durham County.

Referred to Committee on Calendar.

H. R. 1176, a joint resolution to be entitled "A resolution empowering the Governor of North Carolina to appoint a special commission for the purpose of studying teachers' retirement and retirement for State employees."

Referred to Committee on Calendar.

H. B. 1169, a bill to amend Section 65-Z of the Consolidated Statutes, relating to the payment of money into the office of the clerk of the Superior Court, in excess of $300.00 due and owing intestates, making said section apply to Forsyth County.

Referred to Committee on Calendar.

H. B. 1170, a bill to amend Chapter 537 of the Public Local Laws of 1937, relating to public guardian of Forsyth County.

Referred to Committee on Calendar.

H. B. 1171, a bill to repeal Chapter 336 of Public Laws of 1937, relating to Forsyth County only.

Referred to Committee on Calendar.

H. B. 1144, a bill to amend Section 4 of Chapter 499, Public Local Laws, 1933, relating to McDowell County.

Referred to Committee on Calendar.

H. B. 1145, a bill to amend Section 4 of Chapter 558 of Public Local Laws of 1937, relating to McDowell County.

Referred to Committee on Calendar.

H. B. 984, a bill relating to the election and duties of the members of the board of alcoholic control of Carteret County.

Referred to Committee on Calendar.

H. B. 996, a bill to prohibit the sale of beer and wine within five hundred feet of any church or school in Duplin County.

Referred to Committee on Calendar.

H. B. 1140, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Durham County (applicable also to Wake County).

Referred to Committee on Calendar.

H. B. 1146, a bill to amend Section 4 of Chapter 558 of the Public Local Laws of 1937, relating to McDowell County.

Referred to Committee on Calendar.

H. B. 963, a bill to appoint members of the Board of Education of Bladen County.

Referred to Committee on Calendar.

H. B. 1173, a bill to establish a juvenile court for Forsyth County, North Carolina, and amend Chapter 97, Section 2 of the Public Laws of North Carolina, Session 1919, and also amend Chapter 85 of the Public Laws of North Carolina, Extra Session of 1920.

Referred to Committee on Calendar.

H. B. 342, a bill to vest in the Board of County Commissioners of Moore County the exclusive right to license and regulate agricultural fairs in said county.

Referred to Committee on Calendar.

H. B. 1153, a bill to authorize the mayor and commissioners of the town of Jacksonville to convey the cemetery lot to trustees and to authorize the trustees to manage, control, sell and convey lots therein.

Referred to Committee on Calendar.

H. B. 1157, a bill creating an agricultural and breeders' association for the county of Onslow on approval by the commissioners of said county.

Referred to Committee on Calendar.

H. B. 1159, a bill to permit the County Commissioners of Onslow County to establish a county Recorders Court in said county.

Referred to Committee on Calendar.

H. B. 1067, a bill to amend Chapter 27, Sub-chapter 4, Articles 18, 21 and 23 of the Consolidated Statutes and amendments thereto, relating to municipal Recorders Courts to extend the criminal and civil jurisdiction of the Recorders Court of Wendell to include all of Mark's Creek Township, Saint Matthews Township, Saint Mary's Township, and Neuse River Township in Wake County, and to provide for the election of the recorder of said court.

Referred to Committee on Calendar.

H. B. 1068, a bill to authorize the celebration of the centennial anniversary of the incorporation of the municipality of Henderson.

Referred to Committee on Calendar.

H. B. 1134, a bill regulating the shooting of migratory fowl in Currituck County.

Referred to Committee on Calendar.

H. B. 1136, a bill to permit fishing with hook and line and with rod and reel in the waters of Perquimans County.

Referred to Committee on Calendar.

H. B. 1137, a bill to authorize municipalities in Harnett County to dispose of real estate under the same law applicable to counties.

Referred to Committee on Calendar.

H. B. 1142, a bill to authorize the game warden of Randolph County to issue permits to citizens to fish without license in streams of Randolph County.

Referred to Committee on Calendar.

H. B. 1132, a bill to place the names of Mrs. Ida Ipock and Mrs. Macie Stocks, widows of Confederate soldiers, on the pension list.

Referred to Committee on Calendar.

H. B. 1133, a bill to authorize the Board of County Commissioners of Currituck County to accept a deed from the County Board of Education to certain lands in Currituck County and to use and maintain the same as a public cemetery for burial of persons of the white race.

Referred to Committee on Calendar.

H. B. 1126, a bill to empower the commissioners of the town of Louisburg to convey abandoned portion of street.

Referred to Committee on Calendar.

H. B. 1128, a bill to re-enact Chapter 563 of the Public Laws of 1933 Session of the General Assembly, as amended by Chapter 388 of the Public Laws of 1937 regarding "Agricultural and Breeding Association" for New Hanover County.

Referred to Committee on Calendar.

H. B. 1129, a bill to limit the fees of the coroner of Guilford County.

Referred to Committee on Calendar.

H. B. 1016, a bill to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Hertford County.

Upon motion of Senator Halstead, the bill is placed upon the Calendar.

H. B. 1029, a bill to provide for primary election to nominate the officers for the town of Rockingham, Richmond County.

Referred to Committee on Calendar.

H. B. 1033, a bill to authorize the trustees of the university to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenue of the State.

Referred to Committee on Calendar.

H. B. 1075, a bill to ratify and approve bonds of East Lenoir sanitary district, as authorized by Chapter 100, Public Laws of 1927, and heretofore voted by the qualified voters of the said district.

Upon motion of Senator Hatcher, the bill is placed upon the Calendar.

H. B. 1082, a bill relating to courts of Justices of the Peace in Henderson County.

Referred to Committee on Calendar.

H. B. 1094, a bill to amend Chapter 215 of the Private Laws of the State of North Carolina, relative to the corporate limits of the town of Bryson City.

Referred to Committee on Calendar.

H. B. 1077, a bill to re-enact Chapter 169 and Chapter 407, Public Local Laws, 1937, relative to the preparation of the tax books in Hyde County and the Public Local Laws enacted by the General Assembly of 1939, relative to Hyde County.

Referred to Committee on Calendar.

H. B. 1156, a bill to permit deer hunting in Onslow County on Sundays.

Referred to Committee on Calendar.

H. R. 1177, a joint resolution endorsing His Excellency, Clyde R. Hoey, for nomination by the democratic party for the high office of President of the United States.

Upon motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 1178, a joint resolution authorizing and directing the Secretary of State to have printed five thousand copies of H. B. number 856, known

as "The School Machinery Act", as enacted into law and that the distribution thereof be under the direction of the State Superintendent of Public Instruction and the State School Commission.

Referred to Committee on Calendar.

H. R. 1179, a joint resolution calling a joint meeting of the Senate and House of Representatives to elect trustees of the University of North Carolina.

Upon motion of Senator Gray, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1160, a bill to exempt Anson County from Chapter 370 of the Public Laws of 1935, it being Consolidated Statutes, Sections 3904 (c) to 3904 (i), inclusive, regulating fees of the clerk of the Superior Court.

Referred to Committee on Calendar.

H. B. 1161, a bill to incorporate the Anson County Recreation Commission.

Referred to Committee on Calendar.

H. B. 1163, a bill to create a Civil Service Commission for the police department of the city of Fayetteville, and to provide the necessary machinery and rules for the organization and operation of said Civil Service Commission and department.

Referred to Committee on Calendar.

H. B. 1112, a bill to amend Chapter 95, Sub-chapter 3, Article 5, Consolidated Statutes of 1919, it being Section 5336 (A) of said Consolidated Statutes, so as to make the provisions of Chapter 205, Public Laws of 1925 apply to Nash County.

Referred to Committee on Calendar.

H. B. 1118, a bill to amend Section 1443 of the Consolidated Statutes, relating to the courts of Cabarrus County.

Referred to Committee on Calendar.

H. B. 1120, a bill repealing Chapter 163 of the Public Laws of North Carolina of 1937, relating to terms of Superior Court for Wake County, and amending that portion of Section 1443 of the Consolidated Statutes of North Carolina, relating to the terms of said court.

Referred to Committee on Calendar.

H. B. 1084, a bill to aid in the collection of delinquent taxes and paving assessments in the town of East Flat Rock.

Referred to Committee on Calendar.

H. B. 1135, a bill to provide for the survey of certain State waters in Currituck County.

Referred to Committee on Calendar.

H. B. 1155, a bill relating to game laws in Onslow County.

Referred to Committee on Calendar.

S. B. 298, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, for concurrence in the House amendment.

Upon motion of Senator Joyner, the Senate concurs in the House amendment, held to be material, constituting the first reading of the bill and the bill takes its place upon the second reading roll call Calendar.

S. B. 438, a bill to amend Chapter 569 of the Public Local Laws of 1913, and Sections 2 and 6 of Chapter 699 of the Public Local Laws of 1927, relating to the municipal court of the city of High Point, for concurrence in the House amendment.

Upon motion of Senator Gold, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1143, a bill to amend Chapter 155, Public Local Laws, 1929, and Chapter 266, Public Local Laws, 1931, relating to McDowell County.

Referred to Committee on Calendar.

House substitute for S. B. 343, a bill to require and regulate attendance in the public schools of Buncombe County, for concurrence in the House substitute.

Upon motion of Senator Curtis, the substitute offered by the House is adopted.

Passes its second and third readings and is ordered enrolled.

H. B. 755, a bill to amend Sections 4726 and 4727 of the Consolidated Statutes, relating to commercial feeding stuffs.

Referred to Committee on Calendar.

H. B. 931, a bill to provide for the creation of a State Volunteer Fire Department, to prescribe the powers and duties of such department and to provide protection for members thereof.

Referred to Committee on Calendar.

H. B. 1106, a bill to incorporate Bethel High School District in Watauga County, North Carolina.

Referred to Committee on Calendar.

H. B. 1109, a bill to allow the Board of County Commissioners of Richmond County to employ special officers.

Referred to Committee on Calendar.

H. B. 1110, a bill to permit fishing with hook and line and with rod and reel in Hertford County.

Referred to Committee on Calendar.

H. B. 1121, a bill placing the employees of New Hanover County under civil service, and creating a civil service commission for said county.

Referred to Committee on Calendar.

H. B. 1122, a bill to authorize the Board of County Commissioners of Moore County to fix the fees and compensation of the coroner of Moore County.

Referred to Committee on Calendar.

H. B. 1123, a bill to authorize the Board of County Commissioners of Moore County to appropriate funds for the purpose of erecting memorials or monuments to the heroic dead of said county.

Referred to Committee on Calendar.

H. B. 247, a bill to authorize creation of school districts, the issuance of school building bonds and notes in behalf of school districts for special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes.

Referred to Committee on Calendar.

H. B. 872, a bill to amend Section 4, Chapter 575 of Public Local Laws of North Carolina, Session 1937, and to provide for a guarantee that at all times a member of the Board of Commissioners of Wilson County and a member of the Board of Commissioners of the town of Wilson, North Carolina, shall be on the board of trustees of the free public library established under the above mentioned Act.

Referred to Committee on Calendar.

H. B. 933, a bill to amend Chapter 47 of the Private Laws of the General Assembly of 1879, known as "An act to incorporate the trustees of Ball's Creek Methodist Church and camp ground, in the county of Catawba, North Carolina.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Wednesday, March 29, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 905, entitled "to provide for the control of livestock diseases", for further consideration by the House of Representatives.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Gray, the bill is ordered returned to the House of Representatives.

HOUSE OF REPRESENTATIVES,
Wednesday, March 29, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has ordered the recall of H. B. number 1091, entitled "An act extending the term of office of recorder, solicitor of Recorders Court, county surveyor and members of the Board of County Commissioners in Catawba County from two to four years", for further consideration by the House of Representatives. The return of the bill is requested herewith.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Graham, the bill is ordered returned to the House of Representatives.

HOUSE OF REPRESENTATIVES,
Wednesday, March 29, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. number 1135, entitled "to provide for the survey of certain State waters in Currituck County", for further consideration by the House of Representatives.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Hughes, the bill is ordered returned to the House of Representatives.

HOUSE OF REPRESENTATIVES,
Thursday, March 30, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the Conference Report on H. B. 107, entitled "To repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters in elections and primaries and providing for assistance to handicapped voters", and awaits information from the Senate to the end that if a similar report is adopted the House may order the bill enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk.

HOUSE OF REPRESENTATIVES,
Wednesday, March 29, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the Conference Report

on H. B. 320, entitled "authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation, and providing for the remedies and procedure in connection with action taken under such ordinances". The House awaits advice from the Senate to the end that a similar report is adopted that we may order the Bill enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 391, a bill to amend H. B. number 3, Public Laws of North Carolina, Special Session of 1938, same being the Revenue Bond Act of 1938, so as to include in its provisions Cabarrus County Hospital, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Rodman, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered enrolled.

H. B. 733, a bill to provide for the collection of the delinquent taxes in Pasquotank County, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Frink, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Rodman, Separk, Smith, Spruill, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—44.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 751, a bill to correct uncertainty in the location of the line between the counties of Wilkes and Alleghany, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 1, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Corey, Council, Curtis, Eagles, Frink, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Rodman,

Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—40.

Those voting in the negative are: Senator Cowles,—1.

The bill is ordered enrolled.

H. B. 1024, a bill to appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

Several Senators offer amendments which are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 922, a bill to appoint Justices of the Peace for the several counties of North Carolina.

Several Senators offer amendments which are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 937, a bill relative to the county depository of Robeson County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

S. B. 470, a bill to amend Public Local Laws of 1915, Chapter 520, establishing the Forsyth County Court, and all acts relating thereto, and for other purposes.

Senator Gray offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and upon motion of Senator Gray, the bill is ordered sent to the House of Representatives without engrossment by special messenger.

H. B. 977, a bill to permit the establishment of the Recorders Court in Randolph County.

Upon motion of Senator Thomas, the bill is re-referred to the Committee on Calendar.

H. B. 1044, a bill to define the boundaries of Beaufort harbor, to provide for the appointment of a harbor master and the pilots, and to regulate pilotage fees.

Upon motion of Senator Larkins, the bill is re-referred to the Committee on Calendar.

Upon motion of Senator Larkins, the Senate recesses to meet this afternoon at 3 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Thursday, March 30, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Halstead, the courtesies of the floor are extended to Honorable J. B. Flora of Pasquotank County.

Upon motion of Senator Lumpkin, H. B. 310, a bill to reimburse W. S. Williams for losses resulting from a collision with a school bus in Nash County, is taken from the unfavorable Calendar and placed upon the Calendar.

Upon motion of Senator Bellamy, S. B. 419, a bill to amend the charter of the city of Wilmington, North Carolina, so as to include Greenfield Lake within the boundaries of said city, is taken from the unfavorable Calendar and placed upon the Calendar.

Upon motion of Senator Rodman, H. B. 963, a bill to appoint members of the Board of Education of Bladen County, is taken from the Committee on Calendar and placed upon the Calendar.

Upon motion of Senator Curtis, H. B. 726, a bill to amend Section 2591 of the Consolidated Statutes, relating to the reopening of judicial and other sales on advanced bids, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

CONFERENCE REPORT

Senator Council for the Conferees appointed to consider the differences arising between the Senate and House of Representatives on H. B. 890, a bill relating to the salary of the assistant clerk of the Superior Court of Columbus County, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees on the part of the Senate and House of Representatives, beg leave to report the following:

W recommend that both Houses pass in lieu of Senate amendment, an amendment to Sections 1 and 2 of the act to strike out all of said Sections, and insert in lieu thereof the following:

SECTION 1. That the assistant or deputy clerk of the Superior Court of Columbus County may, at the option and with the approval of the Board of County Commissioners of said county, be paid a salary of not less than $1200.00 and not in excess of $1500.00 per year, payable monthly, from the general funds of the county.

SECTION 2. That the clerk of the Superior Court of Columbus County may from time to time employ, upon approval of the County Commissioners, such

additional clerk help as may be required to properly perform the duties of his office.

Respectfully submitted,
K. C. COUNCIL,
S. B. FRINK,
Conferees on the part of the Senate
R. B. MALLARD,
W. D. HOLOMAN,
LARRY I. MOORE, JR.,
Conferees on the part of the House

Upon motion of Senator Council the report of the Conferees is adopted, and a message is ordered sent to the House of Representatives, informing that Body of such action.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

H. B. 364, a bill to improve the office of collector of revenue for Bladen County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Rodman, for the Committee on Calendar:

H. B. 755, a bill to amend Sections 4726 and 4727 of the Consolidated Statutes, relating to commercial feeding stuffs, with a favorable report.

H. B. 931, a bill to provide for the creation of a State Volunteer Fire Department, to prescribe the powers and duties of such department, and to provide protection for members thereof, with a favorable report.

H. B. 1033, a bill to authorize the trustees of the University to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State, with a favorable report, as amended.

H. B. 1049, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount, relating to the power of its board of aldermen, with a favorable report.

H. B. 1068, a bill to authorize the celebration of the Centennial Anniversary of the incorporation of the municipality of Henderson, with a favorable report.

H. B. 1094, a bill to amend Chapter 215 of the Private Laws of the State of North Carolina, relative to the corporate limits of the town of Bryson City, with a favorable report.

H. B. 1106, a bill to incorporate Bethel High School District in Watauga County, North Carolina, with a favorable report.

H. B. 1160, a bill to exempt Anson County from Chapter 379 of the Public Laws of 1935, it being Consolidated Statutes, Sections 3904 (c) to 3904 (i), inclusive, regulating fees of the clerk of the Superior Court, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 1161, a bill to incorporate the Anson County Recreation Commission, with a favorable report.

H. B. 247, a bill to authorize creation of school districts, the issuance of school building bonds and notes in behalf of school districts for special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, reported without prejudice.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Barber: S. B. 496, a bill to provide for the compensation for the injury of Ara Rebecca Davis, school child of Chatham County, received while being transported to school on a school bus.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1102, a bill to amend Chapter 225 of the Public Local Laws of North Carolina, Session 1933, relative to salary of officers in New Hanover County.

Referred to Committee on Calendar.

H. B. 49, a bill to extend the term of office of the Register of Deeds for Moore County and to provide the manner in which any vacancy might be filled in said office.

Referred to Committee on Calendar.

H. R. 1180, a joint resolution designating the month of April as State Cancer Control Month in cooperation with the resolution of the Congress of the United States.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Thursday, March 30, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House of Representatives has adopted the Conference Report on H. B. number 8890, entitled "relating to the salary of the assistant clerk of the Superior Court of Columbus County", and awaits a message from your

Honorable Body to the end that if the Senate adopts a similar report the House may order the bill enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk.

HOUSE OF REPRESENTATIVES,
Thursday, March 30, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives fails to comply with the request of the Senate to return H. B. number 461, entitled "to repeal S. B. number 219, relating to Richmond County Commissioners", for further consideration by the Senate.

Respectfully,
W. A. BAKER,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 774, a bill to authorize the sheriff of Stokes County to appoint a special deputy on a salary basis and to provide a schedule of officer's fees in connection with the enforcement of the State liquor laws, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 790, a bill to amend Chapter 15, Private Laws of 1923, entitled "An act to revise and consolidate the charter of the city of Elizabeth City", relating to claims and demands arising in tort against said city, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 870, a bill to enable the county of New Hanover and the city of Wilmington to make proper provision for the maintenance of the indigent sick and afflicted poor, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 958, a bill to amend Chapter 246, Private Laws of 1905, relating to the charter of the town of Macon in Warren County, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 959, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in the town of Elkin in Surry County, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 970, a bill to submit to the qualified voters of the town of Morehead City the question of levying an annual tax of not more than fifteen cents on each one hundred dollars valuation on all property in said town for maintenace and operation of the municipally-owned hospital, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 971, a bill to amend the charter of the town of Morehead City, North Carolina, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Thoso voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 808, a bill to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the town of Greenville so as to authorize the board of aldermen to employ a city manager upon the adoption of said act by referendum, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 742, a bill to restore the charter of the town of Saratoga in Wilson County and to provide for the incorporation thereof, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 789, a bill to amend Chapter 282 of the Private Laws of 1891, relative to the charter of the town of Dobson and relating to the power of the Board of Commissioners of the town of Dobson to levy and collect taxes, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 1008, a bill to amend Chapter 78, Private Laws, Extra Session of 1920, relative to enlarging the corporate limits of the town of Canton, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles,

Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 1013, a bill to permit the citizens of Pleasant Grove Township, Johnston County, to hold a local tax election for the purpose of erecting a school building, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 1034, a bill to amend Chapter 37 of the Private Laws of 1923, entitled "An act to incorporate the city of Greensboro, to define its corporate limits and to provide for its government, to repeal the charter of the present city of Greensboro, except as provided herein, to provide for the control and support of the present Greensboro School District, and for other purposes", upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 1035, a bill to amend the charter of the town of Hamilton Lakes, changing the boundaries thereof, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Council, Curtis, Eagles, Fearing, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Joyner, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—34.

S. B. 426, a bill to abolish markers in all elections in Sampson County and to provide for the arrangement of the official county ballots for said county, by amending Sections 26, 27 and Sub-section (c) of Section 9 of Chapter 164 of the Public Laws of 1929, as amended.

Senator Ward offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 435, a bill to amend the charter of the town of Liberty.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 436, a bill to validate special street assessments, and to validate sales for taxes and special street assessments, and to extend the time for starting foreclosure proceedings on tax sale and special street assessment sales for the town of Liberty.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 474, a bill to amend H. B. number 764 of the present Session of the General Assembly, relative to police pension of the city of Wilmington.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 475, a bill to amend Section 1572 of the Consolidated Statutes, as applicable to trials in Recorders Court in Cabarrus County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 489, a bill to amend Chapter 398, Private Laws, 1905, extending the jurisdiction of the mayors court of the town of Creedmoor and establishing the fees to be collected by said court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 491, a bill to validate tax sales in Brunswick County and the city of Southport.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 610, a bill to amend Chapter 412, Public Local Laws, 1937, relating to the buying of poultry for resale in Yadkin County.

Passes its second and third readings and is ordered enrolled.

H. B. 843, a bill relating to street assessments in the town of Sylva, Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 860, a bill to extend the term of office of mayor and aldermen of the town of Bryson City.

Passes its second and third readings and is ordered enrolled.

H. B. 947, a bill relating to the general county court for Alamance County, and providing for trial by jury in certain cases and to outline the procedure of said court and name the clerk, assistant clerk and deputies thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 964, a bill to regulate the grand jury of Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 966, a bill to amend paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant cities and towns in Buncombe County additional power for regulation of the operators of for hire cars.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 976, a bill to regulate payment of street and sidewalk assessments by churches in city of Salisbury, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 997, a bill to authorize the Board of Education of Dare County to convey a certain tract of land to the Metropolitan Life Insurance Company.

Passes its second and third readings and is ordered enrolled.

H. B. 999, a bill to provide for a new registration of the qualified voters of the town of Jamesville, Martin County, and to provide for the holding of municipal elections.

Passes its second and third readings and is ordered enrolled.

H. B. 1000, a bill to postpone and defer the sale of land for delinquent taxes for the years 1938 and 1939, in Nash County.

Passes its second and third readings and is ordered enrolled.

H. B. 1001, a bill to validate the listings of real property in Nash County.

Passes its second and third readings and is ordered enrolled.

H. B. 1003, a bill relative to fees to be paid officers of Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1009, a bill to extend the terms of office for county surveyor in Dare County to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 1010, a bill to amend Section 929 of the Consolidated Statutes, relative to bond of the clerk of the Superior Court of Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1011, a bill to allow the city of Elizabeth City to collect the same interest, fees, penalties and other charges in the collection of delinquent taxes as permitted the county of Pasquotank, under Public Local Laws of 1939.

Passes its second and third readings and is ordered enrolled.

H. B. 1017, a bill to amend Chapter 602, Public Local Laws of 1913, Regular Session, Chapter 422 of Public Local Laws of 1915, Chapter 181 of Public Local Laws of 1935, relating to the Recorders Court of Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 1022, a bill to amend Chapter 588, Public Local Laws, 1913, relative to cotton weigher for Raeford Township, Hoke County.

Passes its second and third readings and is ordered enrolled.

H. B. 1027, a bill to validate the acts of the Board of Commissioners of Harnett County set out in a resolution adopted at the regular meeting on the first Monday in March, 1939.

Passes its second and third readings and is ordered enrolled.

H. B. 1028, a bill relative to erection of teacherages in Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 1036, a bill to amend Chapter 651 of the Public Laws of 1909, and Sub-section (f) of Section 5½, Chapter 84 of the Private Laws of 1933, relating to the municipal court of the city of Greensboro.

Passes its second and third readings and is ordered enrolled.

H. B. 1040, a bill to regulate the operation of and prohibit public dances on Sunday in Cabarrus County.

Passes its second and third readings and is ordered enrolled.

H. B. 1041, a bill to fix the rate of interest which may be charged by the county of Mecklenburg and the city of Charlotte on delinquent taxes and regulating the foreclosure of the lien for delinquent taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 1042, a bill to extend the term of office of certain officers of Harnett County and providing for the election of others.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1053, a bill to regulate the salaries of the Board of Commissioners of Haywood County, and to fix the duties of the chairman as county manager.

Passes its second and third readings and is ordered enrolled.

H. B. 1072, a bill relating to the salaries of city councilmen in the town of Washington, in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 1073, a bill to authorize and direct the Board of County Commissioners of Alamance County to pay compensation to the widow of Sheriff M. P. Robertson, deceased.

Passes its second and third readings and is ordered enrolled.

H. B. 1025, a bill regarding legal advertising in Wilkes County.

Senator Cogburn offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection by Senator Joyner to its third reading the bill remains upon the Calendar.

H. B. 575, a bill to validate the proceedings of the University of North Carolina, relating to the issuance and payment of certain revenue bonds of the University payable solely from the revenues of the projects for which they have been or are to be issued, upon third reading.

The bill passes its third reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—37.

The bill is ordered enrolled.

H. B. 585, a bill to amend Chapter 99 of the Public Laws of 1917, relative to a special tax levy by the boards of county commissioners for the respective counties to be used as a maintenance fund for tubercular hospitals, upon third reading:

The bill passes its third reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—37.

The bill is ordered enrolled.

H. B. 741, a bill authorizing and empowering any county or municipality to appropriate out of funds received and collected from revenue producing enterprises belonging to such county or municipality a portion of such funds for the purpose of erecting and maintaining tuberculosis hospitals and empowering counties and towns or municipalities to contract with each other with respect to prorating between said counties, towns or municipalities the expense of the erection of said tuberculosis hospitals or the maintenance thereof, upon third reading.

The bill passes its third reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—37.

The bill is ordered enrolled.

H. B. 851, a bill to amend the "Revenue Bond act of 1938," by including as an undertaking as defined by said Act, teacherages, upon third reading.

The bill passes its third reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—37.

The bill is ordered enrolled.

H. B. 856, a bill to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, upon third reading.

Senator Smith offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—37.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 795, a bill to amend Chapter 151, Public Laws of 1935, reducing the tax on hard crabs, upon second reading.

The bill passes its second reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—37.

H. B. 920, a bill to amend Chapter 326, Public Laws of 1935, as amended by Chapter 125, Public Laws of 1937, relating to the State Boiler and Inspection Law, upon second reading.

The bill passes its second reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Boyette, Bruton, Cogburn, Corey, Council, Curtis, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, McIntyre, Palmer, Price, Rodman, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—37.

S. B. 455, a bill extending the term of office of the County Commissioners and Register of Deeds of Avery County and providing for their election quadrennially thereafter.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 362, a joint resolution to provide a deficiency appropriation for the Commission on Revision of the Laws of North Carolina, relating to estates, for concurrence in the House amendment.

Upon motion of Senator Gold, the Senate concurs in the House amendment and the resolution is ordered enrolled.

S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this Act, for concurrence in the House amendment.

Upon motion of Senator Corey, the Senate fails to concur in the House amendment and a Conference is requested.

The president appoints as Conferees on the part of the Senate, Senators Gray and Corey, and a message is ordered sent to the House of Representatives informing that Body of such action.

S. B. 41, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the State Highway Patrol, upon third reading.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 230, a bill to authorize and direct the Governor of the State of North Carolina to appoint a commissioner to find the facts relative to county claims for road refunds, upon third reading.

Upon motion of Senator Larkins, the bill is re-referred to the Committee on Calendar.

S. B. 345, a bill to amend Section 4649 of the Consolidated Statutes and to provide for the transfer of criminal actions to the Superior Court for jury trial upon request of State or defendant.

The amendment offered by the Committee is adopted.

Senator Taylor offers an amendment which is adopted.

Senator Folger offers an amendment which is adopted.

Senator Cowles offers an amendment which is adopted.

Senator Frink offers an amendment which is adopted.

Senators Halstead and Hughes offer an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 457, a bill to amend Chapter 355 of the Public Laws of 1933, as amended, relating to the distribution of State Laws, reports and publications to the Library of the University of North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 478, a bill to amend Chapter 101 of the Public Laws of 1931, prescribing the penalty for failure to comply with said law as to payment of warehousemen for tobacco sold on warehouse floors.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 630, a bill to regulate the sale and distribution of eggs.

Passes its second and third readings and is ordered enrolled.

H. B. 1052, a bill to amend H. B. number 205, ratified the 8th day of March, 1939.

Passes its second and third readings and is ordered enrolled.

H. B. 930, a bill authorizing the Board of Commissioners of Pitt County to repair, enlarge, extend and maintain the drainage canals in Pitt County drainage district No. 2, upon third reading.

Upon motion of Senator Corey, action on the bill is postponed indefinitely.

S. B. 476, a bill relating to the changing of the southern corporate limits of the city of Asheville.

Upon motion of Senator Curtis, action on the bill is postponed indefinitely.

H. B. 963, a bill to appoint members of the Board of Education of Bladen County.

Senator Frink offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 472, a bill to amend Consolidated Statutes number 1075 (Section 1, Chapter 235 of the Public Laws of 1929), relating to duties of the Utilities Commissioner.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SEVENTY-FIFTH DAY

SENATE CHAMBER,
Friday, March 31, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to Dr. D. T. Smithwick of Franklin County.

Upon motion of Senator Barber, the courtesies of the floor are extended to former Representative Victor R. Johnson of Chatham County.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator James H. Clark of Bladen County.

Upon motion of Senator Boyette, the courtesies of the floor are extended to former Senator Ryan McBryde of Hoke County and former Senator Henry Ingram of Randolph County.

Upon motion of Senator Wellons, the courtesies of the floor are extended to former Senator Paul D. Grady of Johnston County.

Upon motion of Senator Larkins, S. B. 414, a bill to provide relief for Mrs. E. E. Bell, a citizen of the city of Pollocksville, county of Jones, State of North Carolina, is taken from the unfavorable Calendar and placed upon the Calendar.

Upon motion of Senator Gold, S. B. 352, a bill to repeal Chapter 136, Public Laws of 1927, and amendments thereto, known as the North Carolina bus and truck law, and enact in lieu thereof a law that will conform as nearly as practicable to the Federal Motor Carrier Act; promote safety on the highways; give increased protection to the travelling and shipping public; and the law as herein enacted shall be known as the "Motor Vehicle Carrier Act", is taken from the Committee on Public Utilities and re-referred to the Committee on Calendar.

Upon motion of Senator McIntyre, H. B. 657, a bill to amend Section 4111, Consolidated Statutes of 1919, relating to an allowance to infant orphans from the estate of a deceased parent, is taken from the unfavorable Calendar and placed upon the Calendar.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 134, an act to help train and improve the morals of the children at Caswell Training School.

S. B. 135, an act to amend Section 1126 of the Consolidated Statutes, relating to sales of corporate property.

S. B. 170, an act to amend Chapter 155, Public Laws of 1935, being "An act to regulate and control the practice of photography so as to redefine the practice of photography and to exempt therefrom certain photographs sold to newspapers and amateur photographers occasionally selling photographs.

S. B. 200, an act to amend Chapter 210, Public Laws of 1933, as amended, relating to the North Carolina State Bar to deal with unauthorized or illegal practice of law.

S. B. 296, an act to provide for an election on the question of whether Iredell County should assume the outstanding bonded indebtedness of any school district in said county.

S. B. 349, an act to amend Chapter 229 of the Public Laws of 1931, relative to the manufacture and sale of oleomargarine.

S. B. 356, an act to amend Section 1443 of Volume 3 of the Consolidated Statutes, as amended by Chapter 29, Public Laws, 1937, relative to the courts of Jones County.

S. B. 369, an act to amend Chapter 53 of the Public Laws of 1927 and to repeal Chapters 196 of the Public Laws of 1929 and 233 of the Public Laws of 1933, relating to the manufacture and sale of insecticides and fungicides in North Carolina.

S. B. 370, an act providing for public weigh masters and defining their powers and duties.

S. B. 374, an act to amend the fertilizer, feed, and cotton seed meal laws.

S. B. 396, an act to amend Chapter 420, Private Laws of 1901, relating to the incorporation of the Farmers Mutual Fire Insurance Association of Edgecombe County.

S. B. 406, an act to extend the terms of office of county commissioners, county treasurer, county recorder, county surveyor and county cotton weigher of Cabarrus County.

S. B. 413, an act to amend Chapter 508, Public Local Laws of 1937, authorizing the county commissioners of Onslow County to furnish clerical assistants for Register of Deeds and clerk of the Superior Court.

S. B. 429, an act to increase the term of office of the county surveyor of Johnston County.

S. B. 433, an act to validate acknowledgements taken by Norma Nunn of Surry County, as a notary public.

S. B. 438, an act to amend Chapter 569 of the Public Local Laws of

1913, and Sections 2 and 6 of Chapter 699 of the Public Local Laws of 1927, relating to the municipal court of the city of High Point.

S. B. 453, an act to regulate the operation of filling stations in Leaksville Township, Rockingham County, on Sunday.

S. B. 462, an act to amend Chapter 598 of the Public Local Laws of 1911, as amended, relating to the Recorders Court of the town of Dunn.

S. B. 466, an act to repeal Chapter 54 of the Public Local Laws of 1933, relative to the compensation of the deputy clerk of the Superior Court and to fix the salary of the clerk of the Superior Court of Graham County.

S. B. 467, an act to repeal Chapter 150 of the Public Local Laws of 1935, relating to the appointment of a deputy sheriff of Graham County and to provide for compensation for the chairman of the board of county commissioners of said county for his duties in such capacity and for his services while acting as county purchasing agent, and delinquent tax collector.

S. B. 471, an act to authorize enforcement officers in Moore County to make arrests in the performance of their duties under the provisions of the Alcoholic Control Act.

H. B. 320, an act authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation, and providing for the remedies and procedure in connection with action taken under such ordinances.

S. B. 343, an act to require and regulate attendance in the public schools of Buncombe County.

H. B. 391, an act to amend H. B. number 3, Public Laws of North Carolina, Special Session of 1938, same being the Revenue Bond Act of 1938, so as to include in its provisions Cabarrus County Hospital.

H. B. 575, an act to validate the proceedings of the University of North Carolina, relating to the issuance and payment of certain revenue bonds of the university payable solely from the revenues of the projects for which they have been or are to be issued.

H. B. 585, an act to amend Chapter 99 of the Public Laws of 1917, relative to a special tax levy by the boards of county commissioners for the respective counties to be used as a maintenance fund for tubercular hospitals.

H. B. 610, an act to amend Chapter 412, Public Local Laws, 1937, relating to the buying of poultry for resale in Yadkin County.

H. B. 630, an act to regulate the sale and distribution of eggs.

H. B. 702, an act to amend Chapter 157 of the Private Laws of 1935, prohibiting the sale of beer, wine and alcoholic beverages within certain distances of churches and public schools in the town of Hayesville, Clay County, and to further regulate the sale of beer, wine and other alcoholic beverages in said town.

H. B. 717, an act to provide for the election of county surveyor, county commissioners and township constables of Cherokee County for a term of four years effective at the general election of the year 1940.

H. B. 731, an act to make it a misdemeanor to operate a motor vehicle upon the driveways of public or private institutions while under the influence of intoxicating liquors.

H. B. 741, an act authorizing and empowering any county or municipality to appropriate out of funds received and collected from revenue producing enterprises belonging to such county or municipality a portion of such funds for the purpose of erecting and maintaining tuberculosis hospitals, and empowering counties and towns or municipalities to contract with each other with respect to prorating between said counties, towns or municipalities the expense of the erection of said tuberculosis hospitals or of the maintaining thereof.

H. B. 751, an act to correct uncertainty in the location of the line between the counties of Wilkes and Alleghany.

H. B. 774, an act to authorize the sheriff of Stokes County to appoint a special deputy on a salary basis and to provide a schedule of officers' fees in connection with the enforcement of the State liquor laws.

H. B. 790, an act to amend Chapter 15, Private Laws of 1923, entitled "An act to revise and consolidate the charter of the city of Elizabeth City", relating to claims and demands arising in tort against said city.

H. B. 808, an act to amend Chapter 115 of the Private Laws of 1899 of North Carolina, relating to the charter of the city of Greenville so as to authorize the board of aldermen to employ a city manager upon the adoption of said act by referendum.

H. B. 823, an act to amend Chapter 169 of the Public Laws of 1921, and Chapter 431 of the Public Laws of 1933, relating to ice cream plants, creameries and cheese factories in Burke and Catawba Counties.

H. B. 843, an act relating to street assessments in the town of Sylva, Jackson County.

H. B. 851, an act to amend the "Revenue Bond Act of 1938" by including as an undertaking as defined by said act, teacherages.

H. B. 860, an act to extend the term of office of mayor and aldermen of the town of Bryson City.

H. B. 870, an act to enable the county of New Hanover and the city of Wilmington to make proper provision for the maintenance of the indigent sick and afflicted poor.

H. B. 936, an act to amend Chapter 389 of the Public Laws of 1937, relating to the state-wide stock law in Currituck County.

H. B. 947, an act relating to the general county court for Alamance County and providing for trial by jury in certain cases and to outline the

procedure of said court and name the clerk, assistant clerk and deputies thereof.

H. B. 958, an act to amend Chapter 246, Private Laws of 1905, relating to the charter of the town of Macon in Warren County.

H. B. 959, an act to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in the town of Elkin in Surry County.

H. B. 964, an act to regulate the grand jury of Robeson County.

H. B. 970, an act to submit to the qualified voters of the town of Morehead City the question of levying an annual tax of not more than fifteen cents on each one hundred dollars valuation on all property in said town for maintenance and operation of the municipally owned hospital.

H. B. 976, an act to regulate payment of street and sidewalk assessments by churches in city of Salisbury, North Carolina.

H. B. 997, an act to authorize the board of education of Dare County to convey a certain tract of land to the Metropolitan Life Insurance Company.

H. B. 999, an act to provide for a new registration of the qualified voters of the town of Jamesville, Martin County, and to provide for the holding of municipal elections.

H. B. 1000, an act to postpone and defer the sale of land for delinquent taxes for the years 1938 and 1939, in Nash County.

H. B. 1001, an act to validate the listings of real property in Nash County.

H. B. 1003, an act relative to fees to be paid officers of Caldwell County.

H. B. 1009, an act to extend the terms of office for county surveyor in Dare County to four years.

H. B. 1010, an act to amend Section 929 of the Consolidated Statutes, relative to bond of the clerk of the Superior Court of Chowan County.

H. B. 1011, an act to allow the city of Elizabeth City to collect the same interest, fees, penalties and other charges in the collection of delinquent taxes as permitted the county of Pasquotank, under Public Local Laws of 1939.

H. B. 1017, an act to amend Chapter 602, Public Local Laws of 1913, Regular Session, Chapter 422 of Public Local Laws of 1915, Chapter 181 of Public Local Laws of 1935, relating to the Recorders Court of Harnett County.

H. B. 1022, an act to amend Chapter 588, Public Local Laws, 1913, relative to cotton weigher for Raeford Township, Hoke County.

H. B. 1027, an act to validate the acts of the board of commissioners of

Harnett County set out in a resolution adopted at the regular meeting on the first Monday in March, 1939.

H. B. 1028, an act relative to erection of teacherages in Carteret County.

H. B. 1036, an act to amend Chapter 651 of the Public Laws of 1909, and Sub-section (f) of Section 5½, Chapter 84 of the Private Laws of 1933, relating to the municipal court of the city of Greensboro.

H. B. 1040, an act to regulate the operation of and to prohibit public dances on Sunday in Cabarrus County.

H. B. 1041, an act to fix the rate of interest which may be charged by the county of Mecklenburg and the city of Charlotte on delinquent taxes and regulating the foreclosure of the lien for delinquent taxes.

H. B. 1052, an act to amend H. B. number 205, ratified the 8th day of March, 1939.

H. B. 1053, an act to regulate the salaries of the board of commissioners of Haywood County and to fix the duties of the chairman as county manager.

H. B. 1072, an act relating to the salaries of city councilmen in the town of Washington in Beaufort County.

H. B. 1073, an act to authorize and direct the board of county commissioners of Alamance County to pay compensation to the widow of Sheriff M. P. Robertson, deceased.

S. R. 362, a joint resolution to provide a deficiency appropriation for the commission on revision of the Laws of North Carolina, relating to estates.

S. R. 459, a joint resolution to provide for an educational and historical pageant in New Bern, North Carolina, commemorating the 175th anniversary of the New Bern schools, and the appointment of committees by the Lieutenant Governor and the Speaker of the House of Representatives to attend said celebration.

H. R. 1177, a joint resolution endorsing His Excellency, Clyde R. Hoey, for nomination by the Democratic Party for the high office of President of the United States.

H. R. 1179, a joint resolution calling a joint meeting of the Senate and House of Representatives to elect trustees of the University of North Carolina.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 457, a bill to amend Chapter 355 of the Public Laws of 1933, as amended, relating to the distribution of State laws, reports and publications to the library of the University of North Carolina.

S. B. 491, a bill to validate tax sales in Brunswick County and the city of Southport.

S. B. 345, a bill to amend Section 4649 of the Consolidated Statutes and to provide for the transfer of criminal actions to the Superior Court for jury trial upon request of State or defendant.

S. B. 426, a bill to abolish markers in all elections in Sampson County and to provide for the arrangement of the official county ballots for said county, by amending Sections 26, 27 and Sub-section (c) of Section 9 of Chapter 164 of the Public Laws of 1929, as amended.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Calendar:

S. B. 230, a bill to authorize and direct the Governor of the State of North Carolina to appoint a commissioner to find the facts relative to county claims for road refunds, with an unfavorable report.

S. B. 496, a bill to provide for the compensation for the injury of Ara Rebecca Davis, a school child of Chatham County, received while being transported to school on a school bus, reported without prejudice, as amended.

Upon motion of Senator Barber, the bill is placed upon today's Calendar.

H. B. 471, a bill to provide compensation to the parents of Hazel Lee Stewart, deceased, who was killed by a school bus at Cooleemee in Davie County, reported without prejudice.

Upon motion of Senator Bowers, the bill is placed upon today's Calendar.

H. B. 726, a bill to amend Section 2591 of the Consolidated Statutes, relating to the reopening of judicial and other sales on advanced bids, with a favorable report, as amended.

H. B. 933, a bill to amend Chapter 47 of the Private Laws of the General Assembly of 1879 known as "An act to incorporate the trustees of Ball's Creek Methodist Church and camp ground in the county of Catawba, North Carolina," with a favorable report.

H. B. 984, a bill relating to the election and duties of the members of the board of alcoholic control of Carteret County, with a favorable report.

H. B. 1102, a bill to amend Chapter 225 of the Public Local Laws of North Carolina, Session 1933, relative to salary of officers in New Hanover County, with a favorable report.

Upon motion of Senator Bellamy, the bill is placed upon today's Calendar.

H. B. 1109, a bill to allow the board of county commissioners of Richmond County to employ special officers, with an unfavorable report.

H. B. 1029, a bill to provide for primary election to nominate the officers for the town of Rockingham, Richmond County, with a favorable report.

H. B. 1044, a bill to define the boundaries of Beaufort harbor, to provide for the appointment of a harbor master and pilots, and to regulate pilotage fees, with a favorable report, as amended.

H. B. 1047, a bill to regulate the operation of moving picture shows in Northampton County, with a favorable report, as amended.

H. B. 1065, a bill to amend Chapter 282 of the Public Local Laws of 1917 and Chapter 497 of the Public Local Laws of 1929, relating to the Recorders Court for the town of Apex and White Oak Township in Wake County, with a favorable report.

H. B. 1066, a bill to amend Chapter 550, Public Local Laws of 1937, relating to the Recorders Court of Wake Forest, with a favorable report.

H. B. 1067, a bill to amend Chapter 27, Sub-section 4, Articles 18, 21 and 23 of the Consolidated Statutes and amendments thereto, relating to municipal Recorders Courts to extend the criminal and civil jurisdiction of the Recorders Court of Wendell to include all of Mark's Creek Township, St. Matthews Township, St. Mary's Township and Neuse River Township in Wake County, and to provide for the election of the recorder of said court, with a favorable report.

H. B. 1077, a bill to re-enact Chapter 169, Chapter 407, Public Local Laws, 1937, relative to the preparation of the tax books in Hyde County and the Public Local Laws enacted by the General Assembly of 1939, relative to Hyde County, with a favorable report.

H. B. 1082, a bill relating to courts of Justices of the Peace in Henderson County, with a favorable report.

H. B. 1084, a bill to aid in the collection of delinquent taxes and paving assessments in the town of East Flat Rock, with a favorable report.

H. B. 1095, a bill to regulate the method of taking fish from the Tuckaseegee River, with an unfavorable report.

H. B. 1110, a bill to permit fishing with hook and line and with rod and reel in Hertford County, with an unfavorable report.

H. B. 1118, a bill to amend Section 1442 of the Consolidated Statutes, relating to the courts of Cabarrus County, with a favorable report.

H. B. 1112, a bill to amend Chapter 95, Sub-section 3, Article 5, Consolidated Statutes of 1919, it being Section 5336 (a) of said Consolidated Statutes, so as to make the provisions of Chapter 205, Public Laws of 1925 apply to Nash County, relative to drainage districts, with a favorable report.

H. B. 1120, a bill repealing Chapter 163 of the Public Laws of North Carolina of 1937, relating to terms of Superior Court for Wake County, and amending that portion of Section 1443 of the Consolidated Statutes of North Carolina relating to the terms of said court, with a favorable report.

H. B. 1153, a bill to authorize the mayor and commissioners of the town of Jacksonville to convey the cemetery lot to trustees and to authorize the trustees to manage, control, sell and convey lots therein, with a favorable report.

H. B. 1157, a bill creating an Agricultural and Breeders' Association for the county of Onslow on approval by the commissioners of said county, with a favorable report.

H. B. 1159, a bill to permit the county commissioners of Onslow County to establish a county Recorders Court in said county, with a favorable report.

H. B. 1163, a bill to create a Civil Service Commission for the police department of the city of Fayetteville, and to provide the necessary machinery and rules for the organization and operation of said Civil Service Commission and department, with a favorable report, as amended.

H. B. 1169, a bill to amend Section 65-A of the Consolidated Statutes, relating to the payment of money into the office of the clerk of the Superior Court in excess of $300, due and owing intestates, making said section apply to Forsyth County, with a favorable report.

H. B. 1170, a bill to amend Chapter 537 of the Public Local Laws of 1937, relating to public guardian of Forsyth County, with a favorable report.

H. B. 1171, a bill to repeal Chapter 336 of Public Laws of 1937, relating to Forsyth County only, with a favorable report.

H. B. 1173, a bill to establish a juvenile court for Forsyth County, North Carolina, and amend Chapter 97, Section 2 of the Public Laws of North Carolina, Session 1919, and also amend Chapter 85 of the Public Laws of North Carolina, Extra Session of 1920, with a favorable report.

H. R. 1176, a joint resolution to be entitled, "A resolution empowering the Governor of North Carolina to appoint a special commission for the purpose of studying teachers retirement and retirement for state employees", with a favorable report.

H. R. 1178, a joint resolution authorizing and directing the Secretary of State to have printed 5000 copies of H. B. number 856, known as "The School Machinery Act", as enacted into law and that the distribution thereof be under the direction of the State Superintendent of Public Instruction and the State School Commission, with a favorable report.

H. R. 1180, a joint resolution designating the month of April as State

Cancer Control Month in cooperation with the resolution of the Congress of the United States, with a favorable report.

H. B. 1132, a bill to place the names of Mrs. Ida Ipock and Mrs. Macie Stocks, widows of Confederate soldiers, on the pension list, with a favorable report.

H. B. 1138, a bill to authorize the board of commissioners of Harnett County to fix the salaries of certain officers, with a favorable report.

H. B. 1140, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Durham County (applicable also to Wake County), with a favorable report.

H. B. 1143, a bill to amend Chapter 155, Public Local Laws, 1929, and Chapter 266, Public Local Laws, 1931, relating to McDowell County, with a favorable report.

H. B. 1144, a bill to amend Section 4 of Chapter 499, Public Local Laws, 1933, relating to McDowell County, with a favorable report.

H. B. 1145, a bill to amend Section 4 of Chapter 558 of Public Local Laws of 1937, relating to McDowell County, with a favorable report.

H. B. 1146, a bill to amend Section 4 of Chapter 558 of the Public Local Laws of 1937, relating to McDowell County, with a favorable report.

H. B. 1151, a bill to fix the salaries of officers and employees of Durham County, with a favorable report.

H. B. 1133, a bill to authorize the board of county commissioners of Currituck County to accept a deed from the county board of education to certain lands in Currituck County and to use and maintain the same as a public cemetery for burial of persons of the white race, with a favorable report.

H. B. 1134, a bill regulating the shooting of migratory fowl in Currituck County, with a favorable report.

H. B. 1136, a bill to permit fishing with hook and line and with rod and reel in the waters of Perquimans County, with an unfavorable report.

H. B. 1121, a bill placing the employees of New Hanover County under civil service and creating a civil service commission for said county, with a favorable report.

H. B. 1126, a bill to empower the commissioners of the town of Louisburg to convey abandoned portion of street, with a favorable report.

H. B. 1128, a bill to re-enact Chapter 563 of the Public Laws of 1933 Session of the General Assembly, as amended by Chapter 388 of the Public Laws of 1937, regarding "Agricultural and Breeding Association" for New Hanover County, with a favorable report.

H. B. 1129, a bill to limit the fees of the coroner of Guilford County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators McIntyre, Eagles and Bruton: S. R. 497, a joint resolution empowering the Governor to appoint a commission and an advisory council to study the problem of public education in North Carolina and make recommendations with regard thereto, covering a long time program of public education in North Carolina.

Upon motion of Senator McIntyre, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senators Hatcher and Bowers: S. B. 498, a bill to amend H. B. number 1093 entitled "An act to appoint a tax collector and county accountant for Yancey County and define their duties."

Upon motion of Senator Hatcher, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senators Halstead and Hughes, by request: S. B. 499, a bill to repeal the charter of the town of Union in Hertford County.

Upon motion of Senator Halstead, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 6, a bill to amend Chapter 407 of the Public Laws of 1937, relative to headlights on motor vehicles.

Referred to Committee on Calendar.

H. B. 1085, a bill to amend Chapter 115 of the Public Laws of 1915, as amended, relating to the incorporation, maintenance and supervision of credit unions and cooperative associations.

Referred to Committee on Calendar.

H. B. 1098, a bill to amend Chapter 75, Section 1, Public Laws of 1923, the same being "An act to prevent the marriage of females under sixteen years

of age except by consent of parents or persons standing in relation of a parent and upon special license."

Referred to Committee on Calendar.

H. B. 1111, a bill to validate and confirm State grants numbers 13803, 13944, 13945, 13967 and 13968 issued to Chisholm T. Rogers in 1899.

Referred to Committee on Calendar.

H. B. 1168, a bill to amend Section 1, Sub-section 5, Chapter 706 of Public Laws of North Carolina, Session 1901.

Referred to Committee on Calendar.

H. B. 1175, a bill to amend H. B. 320 entitled "An act authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances."

Referred to Committee on Calendar.

H. R. 1181, a joint resolution by the General Assembly of North Carolina providing for adjournment on April 4, 1939.

Upon motion of Senator Smith, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 120, a bill to further the prevention of syphilis in unborn children in North Carolina by requiring blood test examination of prospective mothers, for concurrence in the House amendment.

Upon motion of Senator Long, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 121, a bill to require physical examination before issuance of license to marry, for concurrence in the House amendment.

Upon motion of Senator Long, the Senate ocncurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Thursday, March 30, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has appointed as Conferees on the part of the House of Representatives to act with a like Committee appointed by the Senate to the end that the differences arising between the two bodies on S. B. 271, entitled "to permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through joint contributions of employers and employees, and to provide machinery for the proper administration of this act", may be adjusted: Messrs. Carruthers, Turlington and Taylor of Wayne.

Respectfully,
W. A. BAKER,
Principal Clerk.

HOUSE OF REPRESENTATIVES,
Thursday, March 30, 1939.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives fails to concur in the Senate amendments to H. B. 922, entitled "to appoint Justices of the Peace for several counties of North Carolina", and asks for a Conference Committee. Mr. Speaker Ward appoints as Conferees on the part of the House to act with a like Committee appointed by the Senate to the end that the differences arising between the two Houses may be adjusted, Messrs. Turlington, Page and Patton.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as Conferees on the part of the Senate, Senators Bruton and Cogburn, and a message is ordered sent to the House of Representatives informing that Body of such action.

HOUSE OF REPRESENTATIVES,
Friday, March 31, 1939.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House of Representatives fails to concur in the Senate amendments to H. B. 1024, entitled "To appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office and limit compensation at State expense", and asks for Conference Committee. Mr. Speaker has appointed as Conferees on the part of the House to act with a like Committee named by the Senate to the end that the difference arising between the two bodies may be adjusted, Messrs. Burgin, Mull and Bryant.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as Conferees on the part of the Senate, Senators McIntyre and Hatcher, and a message is ordered sent to the House of Representatives informing that Body of such action.

CONFERENCE REPORT

Senator Bruton, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 922, a bill to appoint Justices of the Peace for the several counties of North Carolina, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned conferees on the part of the Senate and House of Representatives on H. B. 922, a bill to appoint Justices of the Peace for the sev-

eral counties of North Carolina, having met and duly considered the differences arising between the Senate and House of Representatives, agree and recommend as follows:

That the House of Representatives concur in the Senate amendments.

Respectfully submitted,
O. C. BRUTON,
CHESTER A. COGBURN,
Conferees on the part of the Senate.
U. S. PAGE,
Z. V. TURLINGTON,
GEORGE B. PATTON,
Conferees on the part of the House.

Upon motion of Senator Bruton, the report is adopted and a message is ordered sent to the House of Representatives, informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 742, a bill to restore the charter of the town of Saratoga in Wilson County and to provide for the incorporation thereof, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 789, a bill to amend Chapter 282 of the Private Laws of 1891, relative to the charter of the town of Dobson and relating to the power of the board of commissioners of the town of Dobson to levy and collect taxes, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 1008, a bill to amend Chapter 78, Private Laws, Extra Session of

1920, relative to enlarging the corporate limits of the town of Canton, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 1013, a bill to permit the citizens of Pleasant Grove Township, Johnston County, to hold a local tax election for the purpose of erecting a school building, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 1034, a bill to amend Chapter 37 of the Private Laws of 1923, entitled "An act to incorporate the city of Greensboro to define its corporate limits and to provide for its government; to repeal the charter of the present city of Greensboro, except as provided herein; to provide for the control and support of the present Greensboro school district, and for other purposes", upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 1035, a bill to amend the charter of the town of Hamilton Lakes, changing the boundaries thereof, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles,

Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

S. B. 244, a bill to permit Wilson County school districts to vote a local supplement, upon second reading.

The bill passes its second reading by roll call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Frink, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Smith, Sutton, Taylor, Warren, Watkins, Wellons,—37.

H. B. 505, a bill to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 693, a bill enlarging and fixing the corporate limits of the town of Spindale, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 980, a bill to create a peace officers relief fund for the city and county of Durham, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1016, a bill to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Hertford County, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1045, a bill to validate the establishment, assessments and bonds of Cumberland County drainage district No. 3, and to authorize said district to issue refunding bonds and extend the time of payment of assessments heretofore levied and levy additional assessments, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1048, a bill relating to the extension of the corporate limits of the city of Rocky Mount and amending Chapter 209 of the Private Laws of 1907, as amended, upon second reading.

Senators Clark, Eagles and Lumpkin offer an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1049, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount, relating to the power of its board of aldermen, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long,

McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1055, a bill to amend the charter of the town of Clyde, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1063, a bill to permit the board of county commissioners of Transylvania County to regulate and levy a tax on persons, firms or corporations carrying passengers for compensation in airplanes, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1068, a bill to authorize the celebration of the centennial anniversary of the incorporation of the municipality of Henderson, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1075, a bill to ratify and approve bonds of East Lenoir sanitary district, as authorized by Chapter 100, Public Laws of 1927, and heretofore voted by the qualified voters of the said district, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1094, a bill to amend Chapter 215 of the Private Laws of the State of North Carolina, relative to the corporate limits of the town of Bryson City, upon second reading.

Senator Morphew offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1106, a bill to incorporate Bethel High School district in Watauga County, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

H. B. 1161, a bill to incorporate the Anson County Recreation Commission, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Ballentine, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Eagles, Gold, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Umstead, Warren, Watkins, Wellons,—34.

S. B. 419, a bill to amend the charter of the city of Wilmington, North Carolina, so as to include Greenfield Lake within the boundaries of said city.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 173, a bill to prohibit the sale of beer or other alcoholic beverages within Watauga County.

Senator Cogburn offers an amendment which is adopted.

Senator Joyner offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered

sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Larkins, the vote by which the bill passed its third reading is reconsidered, and the bill is re-referred to the Committee on Calendar.

H. B. 366, a bill to extend the terms of office of the judge of the Recorders Court of Lincoln County, and the solicitor of the Recorders Court of Lincoln County to four years, and to amend Section 1582 of the Consolidated Statutes of 1919 insofar as said section is applicable to the Recorders Court in Lincoln County.

Senator Graham offers an amendment which is adopted.

The amendment offered by Senator Graham having been adopted, the amendment offered by the Committee being in conflict with and inclusive of the subject matter of the amendment offered by Senator Graham, the President holds the amendment offered by the Committee out of order.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 529, a bill to permit the sale and use of hog cholera virus in Hertford County under certain conditions (applicable also to Gates and Tyrrell Counties).

Passes its second and third readings and is ordered enrolled.

H. B. 624, a bill to fix the fees of witnesses in courts of Justices of the Peace in Lincoln County.

Passes its second and third readings and is ordered enrolled.

H. B. 787, a bill to create and establish the Laurinburg administrative unit and to provide for the administration and control thereof.

Upon the second reading of the bill, Senator Folger calls for the ayes and noes.

The call is sustained.

The bill passes its second reading by roll call vote, ayes 25, noes 17, as follows:

Those voting in the affirmative are: Senators Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Curtis, Fearing, Frink, Gold, Halstead, Hatcher, Hughes, Jewell, Joyner, Long, McIntyre, Morphew, Palmer, Price, Prince, Sutton,—25.

Those voting in the negative are: Senators Austin, Bain, Clark, Folger, Gardner, Graham, Gregory, Larkins, Rodman, Separk, Smith, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—17.

Senator Umstead, objects to the third reading of the bill.

Senator Prince moves that the rules be suspended and the third reading of the bill be taken up for immediate consideration.

The motion fails to prevail and the bill remains on the Calendar.

H. B. 949, a bill to appeal certain provisions of Chapter 460 of the Public Local Laws of 1931, as amended by Chapter 67 of the Public Local Laws of 1935, relative to the Pitt County Peace Officers Protective Association.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

H. B. 858, a bill to require the board of county commissioners and the board of education of Mitchell County to publish a monthly statement of all claims audited and paid by said boards and the annual budgets of said boards.

Senator Bowers offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 953, a bill to aid in the collection of delinquent taxes in Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 993, a bill creating the Morehead City Racing Commission for the town of Morehead City in the State of North Carolina and providing an election thereon.

Passes its second reading.

Upon the third reading of the bill, Senator Barber calls for the ayes and noes.

The call is sustained.

The bill passes its third reading by roll call vote, ayes 31, noes 14, as follows:

Those voting in the affirmative are: Senators Bain, Bellamy, Bowers, Clark, Corey, Council, Cowles, Eagles, Fearing, Frink, Gardner, Gold, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, Morphew, Palmer, Prince, Rodman, Smith, Sutton, Umstead, Ward, Warren,—31.

Those voting in the negative are: Senators Austin, Ballentine, Barber, Boyette, Bruton, Cogburn, Curtis, Graham, McIntyre, Price, Separk, Taylor, Watkins, Wellons,—14.

The bill is ordered enrolled.

H. B. 1160, a bill to exempt Anson County from Chapter 379 of the Public Laws of 1935, it being Consolidated Statutes, Sections 3904 (c) to 3904 (i) inclusive, regulating fees of the clerk of the Superior Court.

Upon motion of Senator Taylor, the bill is re-referred to the Committee on Calendar.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Friday, March 31, 1939

Mr. President:

Pursuant to resolution heretofore passed by the General Assembly, the House of Representatives stands ready to receive the Senate in Joint Session at 12:30 p. m., the hour fixed by resolution, the purpose of the Joint Session being to elect trustees of the University of North Carolina.

Respectfully,
W. A. BAKER,
Principal Clerk.

A message is ordered sent to the House of Representatives, informing that Honorable Body that the Senate will be ready to enter the Hall of the House of Representatives at the hour of 12:30 o'clock.

JOINT SESSION

Pursuant to a resolution duly ratified and after an exchange of messages between the two Houses, the Senate preceded by its officers, proceeds to the Hall of the House of Representatives, where they are received by the Speaker and members standing.

The President of the Senate calls the Joint Assembly of the Senate and House of Representatives to order and states its object to elect trustees of the University.

The clerk of the Senate calls the roll of the Senators and 44 members answer the call.

The clerk of the House calls the roll of the House of Representatives and 106 members answer the call.

A quorum of each House being declared present, the Joint Session proceeds with the business for which it convenes.

Senator Gray, on the part of the Joint Committee on Trustees of the University, makes the following report and nomination in writing and moves its adoption.

REPORT OF THE COMMITTEE ON TRUSTEES OF THE UNIVERSITY TO THE GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION 1939

We, your Joint Committee, on the part of the Senate and House of Representatives, on the Trustees of the University of North Carolina, beg leave to report the following nominations:

For the Term Expiring April 1, 1947:

John H. Kerr, Sr.	Warren County
H. D. Bateman	Wilson County
Major L. P. McLendon	Guilford County
Burton Craige	Forsyth County
W. L. Lumpkin	Franklin County
H. P. Taylor	Anson County
Ira T. Johnston	Ashe County
O. Max Gardner	Cleveland County
John W. Umstead, Jr.	Orange County
Harry P. Grier	Iredell County
M. C. Lassiter	Greene County
Charles B. Park, Jr.	Wake County
G. L. Lyerly	Catawba County
W. E. Fenner	Nash County
William D. Merritt	Person County
Walter Murphy	Rowan County
Haywood Parker	Buncombe County
H. B. Marrow	Johnston County
J. T. Pritchett	Caldwell County
Emmett Bellamy	New Hanover County
George C. Stevens	Buncombe County
Fred I. Sutton	Lenoir County
Charles Whedbee	Perquimans County
Mrs. Kate P. Arrington	Warren County
Carl Rudisill	Gaston County

For the Term Expiring April 1, 1941:

Marvin Ritch — Mecklenburg County
(in place of W. T. Hannah, deceased)

J. Ed Butler — Burke County
(in place of W. D. Faucette, non-resident)

George R. Ward — Duplin County
(in place of J. F. Spruill, non-attendance)

For the Term Expiring April 1, 1945:

John G. Dawson — Lenoir County
(in place of John L. Becton, deceased)

GORDON GRAY,
Chairman of Senate Committee
JOHN KERR, JR.,
Chairman of House Committee

Senator Cogburn offers an amendment to the report which fails of adoption.

The report of the Committee is adopted by a roll call vote of the Senate and House of Representatives respectively:

The following Senators vote in the affirmative: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Corey, Council, Curtis, Eagles, Fearing, Folger, Frink, Gardner, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Palmer, Price, Prince, Rodman, Separk, Smith, Sutton, Taylor, Umstead, Ward, Warren, Watkins, Wellons,—43.

Those voting in the negative are: Senator Cogburn,—1.

The following members of the House of Representatives vote in the affirmative: Messrs. Abernathy, Alexander, Allen, Baley, Barefoot, Bender, Benton, Blalock, Boswood, Bray, Brown, Bryant, Bryson, Burgin, Butler, Caffey, Carruthers, Cherry, Crawford of Wayne, Darden, Davis of Dare, Davis of Hyde, Davis of Pender, Dobson, Eagles, Edwards, Efird, Ellenor, Everett, Fenner, Finch, Flowers, Fulghum, Garrett, Gass, Graham, Grant, Greer, Hall, Hatch, Holoman, Horner, Hunt, Jarvis, Johnson of Franklin, Joyner, Kimzey, Kerr, Knight, LeGrand, Mallard, Mallison, Marshall, Moore of Scotland, Moore of Wilson, Morris, Morse, Mull, Murphy, McClamroch, McNair, McNeill of Hoke, McNeill of Robeson, Page, Park, Patton, Payne, Peele, Penland, Phillips, Pickens, Pitman, Pollard, Pritchett, Rasberry, Richardson, Ritch, Rogers, Ross of Harnett, Seely, Stone, Taylor of Wayne, Thornton, Tompkins, Turlington, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Warren, White, Wilcox, Wilson of Davidson, Wilson of Forsyth, Withrow, Worthington,—96.

Those voting in the negative are: Messrs. Long, Palmer, Ross of Randolph,—3.

Whereupon, the President of the Senate presiding over the Joint Assembly declares that the persons nominated by Senator Gray, for the Committee, are duly elected trustees of the University for the terms designated in the report.

Upon motion of Senator Smith, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

Upon motion of Senator Larkins, the Senate recesses to meet this afternoon at 3 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Friday, March 31, 1939.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Prince, the courtesies of the floor are extended to former Senator George McNeil of Cumberland County.

Upon motion of Senator Cogburn, the courtesies of the galleries are extended to Mrs. J. G. Jewell, wife of Senator Jewell, of Richmond County.

Upon motion of Senator Bellamy, the courtesies of the floor are extended to Honorable John Bright Hill of New Hanover County.

Upon motion of Senator Bain, H. B. 491, a bill to amend Section 7111 of the Consolidated Statutes, Volume 2, 1919, relative to fees for birth certificates, is taken from the unfavorable Calendar and placed upon the Calendar.

Upon motion of Senator McIntyre, S. B. 246, a bill to reimburse David H. Jones for loss of a horse killed by a State of North Carolina Highway and Public Works Commission truck in Robeson County, is taken from the unfavorable Calendar and placed upon the Calendar.

Upon motion of Senator Sutton, H. B. 794, a bill for the relief of Mrs. W. J. Rasberry, is taken from the unfavorable Calendar and placed upon the Calendar.

Senator Austin moves that H. B. 173, a bill to prohibit the sale of beer or other alcoholic beverages within Watauga County, be taken from the Committee on Calendar and placed upon the Calendar.

The motion fails to prevail.

Upon motion of Senator Folger, the Conferees appointed by the President to settle the differences existing between the Senate and the House of Representatives on H. B. 107, a bill to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters on elections and primaries and providing for assistance to voters in elections and primaries and providing for assistance to handicapped voters, are discharged and upon his motion the bill is recalled from the House of Representatives.

CONFERENCE REPORT

Senator McIntyre, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 1024, a bill to appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees on the part of the Senate and House of Representatives on H. B. 1024 agree and recommend as follows:

That the House of Representatives concur in the Senate amendment.

Respectfully submitted,
R. A. McIntyre,
H. J. Hatcher,
Conferees on the part of the Senate.
L. L. Burgin,
O. M. Mull,
Victor S. Bryant,
Conferees on the part of the House.

Upon motion of Senator McIntyre, the report is adopted and a message is ordered sent to the House of Representatives, informing that Body of such action.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Calendar:

H. B. 1142, a bill to authorize the game warden of Randolph County to issue permits to citizens to fish without license in streams of Randolph County, with an unfavorable report.

House substitute for S. B. 49, a bill to extend the term of office of the Register of Deeds for Moore County and to provide the manner in which any vacancy might be filled in said office, with a favorable report.

H. B. 342, a bill to vest in the Board of County Commissioners of Moore County the exclusive right to license and regulate agricultural fairs in said county, with a favorable report.

H. B. 1122, a bill to authorize the Board of County Commissioners of Moore County to fix the fees and compensation of the coroner of Moore County, with a favorable report.

H. B. 1123, a bill to authorize the Board of County Commissioners of Moore County to appropriate funds for the purpose of erecting memorials or monuments to the heroic dead of said county, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Corey: S. B. 500, a bill to repeal Section 4, Sub-section (a) of Chapter 469 of the Public Laws of 1935, and to declare Pitt County drainage district No. 2 solvent and to appoint drainage commissioners for said district.

Upon motion of Senator Corey, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 994, a bill to fix the fees of the sheriff of Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1025, a bill regarding legal advertising in Wilkes County, upon third reading.

The bill fails to pass its third reading.

H. B. 1057, a bill to require land owners in Moore County to fill up or erect barriers around abandoned wells or excavations made in mining operation, so as to protect people and livestock from falling therein.

Passes its second and third readings and is ordered enrolled.

H. B. 1061, a bill to correct errors in H. B. number 206, known as the Ashe Memorial Bill.

Passes its second and third readings and is ordered enrolled.

H. B. 1064, a bill to amend Chapter 176 of the Public Local and Private Laws of North Carolina, Session 1937, providing for the office of tax collector of Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 1074, a bill to empower the County Commissioners of Caldwell County to appoint paid deputies and fix the compensation thereof for Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1076, a bill to authorize the Board of Education of Dare County to exchange a tract of land with U. G. Wise to correct an error in a previous deed.

Passes its second and third readings and is ordered enrolled.

H. B. 1078, a bill to authorize the County Commissioners of Scotland County to remit to the delinquent taxpayers of that county all penalties and interest upon unpaid taxes levied and assessed prior to the year 1933, upon the condition that such delinquent taxpayers shall have paid all taxes levied and assessed since the year 1933, and shall pay one-fifth of such delinquent taxes each year for five consecutive years, together with interest thereon at the rate of six per cent per annum from the date that such board of commissioners enter into such an agreement with said delinquent taxpayers.

Passes its second and third readings and is ordered enrolled.

H. B. 1080, a bill to aid in the collection of delinquent taxes and paving assessments in the city of Hendersonville.

Passes its second and third readings and is ordered enrolled.

H. B. 1081, a bill to appoint a member of the board of water commissioners of the city of Hendersonville.

Passes its second and third readings and is ordered enrolled.

H. B. 1083, a bill to prohibit the operation of motor boats without mufflers on Lake Summit in Henderson County during Sunday church hours.

Passes its second and third readings and is ordered enrolled.

H. B. 1086, a bill authenticating a certain map as the official map and plan of the town of Morehead City, Carteret County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1088, a bill to provide compensation for the members of the County Board of Welfare of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 1089, a bill to allow the commissioners of Washington County to allocate a part of the net profits from alcoholic beverage control stores to the towns in Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 1090, a bill to validate sales of land for taxes in the county of Chatham or any municipality or other taxing district therein for the years 1936 and 1937.

Passes its second and third readings and is ordered enrolled.

H. B. 1092, a bill to amend the charter of the city of Salisbury as it relates to the sale of property held by the city.

Passes its second and third readings and is ordered enrolled.

H. B. 1097, a bill to authorize a Board of County Commissioners of Swain County to establish a County Recorders Court.

Passes its second and third readings and is ordered enrolled.

H. B. 1100, a bill to authorize the Board of County Commissioners of Catawba County to more adequately provide for the proper protection of health.

Passes its second and third readings and is ordered enrolled.

H. B. 1101, a bill to regulate the operation of and to prohibit public dances on Sunday in Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1103, a bill to amend Chapter 225 of the Public Local Laws of 1933, relative to the salary of the sheriff of New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 1105, a bill to validate the acts and ordinances of the board of aldermen of the town of Winterville, North Carolina, and the aldermen members thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 1139, a bill to provide for necessary repairs, rebuilding and construction of public buildings in Craven County, including school buildings, and for cooperation in the matter of use of county and district funds for school purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 1102, a bill to amend Chapter 225 of the Public Local Laws of North Carolina, Session 1933, relative to salary of officers of New Hanover County.

Senator Bellamy offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Senate substitute for H. B. 364, a bill to create the office of collector of revenue for Bladen County and to fix his compensation and prescribe his duties.

Upon motion of Senator Frink, the bill is laid upon the Table.

H. B. 491, a bill to amend Section 7111 of the Consolidated Statutes, Volume 2, 1919, relative to fees for birth certificates.

Senator Bain offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 795, a bill to amend Chapter 151, Public Laws of 1935, reducing the tax on hard crabs, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Frink, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Sutton, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 920, a bill to amend Chapter 326, Public Laws of 1935, as amended by Chapter 125, Public Laws of 1937, relating to the State Boiler and Inspection Law, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Frink, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Sutton, Umstead, Ward, Warren, Watkins, Wellons,—34.

The bill is ordered enrolled.

H. B. 298, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Frink, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Sutton, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 247, a bill to authorize creation of school districts, the issuance of school building bonds and notes in behalf of school districts for special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Frink, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Sutton, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 755, a bill to amend Section 4726 and 4727 of the Consolidated Statutes, relating to commercial feeding stuffs, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Frink, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Sutton, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 798, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine,

Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Frink, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Sutton, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 931, a bill to provide for the creation of a State Volunteer Fire Department; to prescribe the powers and duties of such department; and to provide protection for members thereof, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Frink, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Sutton, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 1033, a bill to authorize the trustees of the University to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Cogburn, Corey, Cowles, Frink, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, McIntyre, Morphew, Palmer, Price, Rodman, Separk, Sutton, Umstead, Ward, Warren, Watkins, Wellons,—34.

H. B. 1005, a bill relating to commercial fishing in Currituck County.

The bill fails to pass its second reading.

S. B. 99, a bill to amend and revise the laws relating to the estates of deceased persons, to conveyances by husband and wife, to the transmission of property by wills, to the administration of estates, to guardianships, and the repeal of statutes in conflict therewith.

Upon motion of Senator Ward, action on the bill is postponed indefinitely.

S. B. 450, a bill to amend Chapter 30 of the Public Laws of 1937, relating to the business of cleaning, dyeing and/or pressing, and creating a State Dry Cleaners Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 487, a bill to direct the Department of Revenue to refund to Dorsey Rhyne of Lincoln County, $35 over-payment of service station license taxes.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 310, a bill to reimburse W. S. Williams for losses resulting from a collision with a school bus in Nash County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 443, a bill authorizing elections by school districts in Lee County for the purpose of supplementing State school funds, upon second reading.

The bill passes its second reading by roll call vote, ayes 17, noes 15, as follows:

Those voting in the affirmative are: Senators Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Council, Cowles, Curtis, Eagles, Fearing, Halstead, Joyner, Long, McIntyre, Palmer, Prince,—17.

Those voting in the negative are: Senators Austin, Bain, Blythe, Folger, Gardner, Graham, Gray, Gregory, Separk, Smith, Sutton, Taylor, Warren, Watkins, Wellons,—15.

H. B. 766, a bill authorizing the Insurance Commissioner to distribute the proceeds of a bond to claimants of the Funeral Benefit Association of the United States.

Passes its second and third readings and is ordered enrolled.

H. B. 828, a bill to amend the Local Government Act providing for bonds or other evidences of indebtedness of a local unit acquired by such unit to be cancelled.

Passes its second and third readings and is ordered enrolled.

H. B. 830, a bill to provide an additional plan to establish special county courts.

The amendment offered by the Committee is adopted.

Senator Graham offers an amendment which is adopted.

Senator Boyette offers an amendment which is adopted.

Senator Long offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. B. 496, a bill to provide for the compensation for the injury of Ara Rebecca Davis, a school child of Chatham County, received while being transported to school on a school bus.

Senator Barber offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 794, a bill for the relief of Mrs. W. J. Rasberry.

Senator Sutton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 471, a bill to provide compensation to the parents of Hazel Lee Stewart, deceased, who was killed by a school bus at Cooleemee in Davie County.

Passes its second and third readings and is ordered enrolled.

S. B. 246, a bill to reimburse David H. Jones for loss of a horse killed by a State of North Carolina Highway and Public Works Commission truck in Robeson County.

Senator McIntyre offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 414, a bill to provide relief for Mrs. E. E. Bell, a citizen of the city of Pollocksville, county of Jones, State of North Carolina.

Senator Larkins offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

Upon motion of Senator Sutton, the Senate recesses to meet this evening at 8:30 o'clock.

EVENING SESSION

SENATE CHAMBER,
Friday, March 31, 1939

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to former Senator E. F. Griffin of Franklin County.

Upon motion of Senator Halstead, the courtesies of the galleries are extended to Miss Ruth Long of Baltimore, Maryland, niece of Senator Long of Halifax County.

Upon motion of Senator Barber, the courtesies of the galleries are extended to Mrs. M. G. Boyette, wife of Senator Boyette of Moore County.

Upon motion of Senator Barber, Catherine Boyette, little daughter of Senator Boyette, is made an honorary page of the Senate.

Upon motion of Senator Lumpkin, the courtesies of the floor are extended to M. C. Pearce of Vance County.

Upon motion of Senator Gardner, the courtesies of the floor are extended to Messrs. J. P. Lumpkin and J. F. Matthews of Franklin County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 270, a bill directing the State Auditor to issue and the State Treasurer to pay a pension warrant of $150 to Mrs. W. C. Savage, daughter of Mrs. J. A. Caviness, deceased, a Confederate pensioner of Chatham County, for concurrence in the House amendment.

Upon motion of Senator Barber, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development, for concurrence in the House amendment.

Upon motion of Senator Hatcher, the bill is placed upon the Calendar.

S. B. 223, a bill to amend Section 2135 (a) of the Consolidated Statutes, relating to game, for concurrence in the House amendment.

Upon motion of Senator Cogburn, the bill is placed upon the Calendar.

S. B. 232, a bill to prohibit the adulteration and misbranding of foods, drugs, cosmetics and devices; to prohibit false advertisement of the same, and to render the provisions of the State law and the enforcement and administration of the same uniform with federal legislation, enforcement and administration on the subject, and for other purposes, for concurrence in the House amendment.

Upon motion of Senator Long, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 869, a bill to regulate the sale of patented or proprietary liquids containing alcohol and prevent their use for beverage purposes in Moore County and to provide pains and penalties for its violation.

Referred to Committee on Calendar.

S. B. 127, a bill to create a State Department of Justice and to prescribe the duties of the same, for concurrence in the House amendment.

Upon motion of Senator Hatcher, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 161, a bill to authorize and instruct the Department of Conserva-

tion and Development to aid owners of forest land in North Carolina through inspection, instruction and demonstration so that the State's timber supply may be perpetuated, for concurrence in the House amendment.

Upon motion of Senator Council, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 905, a bill to provide for the control of livestock diseases.

Referred to Committee on Calendar.

H. B. 474, a bill to amend Chapter 288 of the Public Laws of 1937, known as the "Old Age Assistance Act and the Aid to Dependent Children Act", and Section Consolidated Statutes 5014, Public Laws, relating to public welfare.

Referred to Committee on Calendar.

H. B. 1166, a bill to extend the jurisdiction of the municipal court of the city of Winston-Salem to include all of Forsyth County, to provide for the removal of criminal actions from Justices of the Peace to said court, and for other purposes.

Referred to Committee on Calendar.

H. B. 1135, a bill to provide for the survey of certain State waters in Currituck Sound.

Referred to Committee on Calendar.

H. B. 935, a bill to amend Section 16, Chapter 134 of the Public Laws of 1933, and to repeal Chapter 165 of the Public Laws of 1937, and to repeal Consolidated Statutes 3513, relating to the functions of the Utilities Commissioner with reference to rail and motor carrier rates, fares, charges, rules, regulations and practices.

Referred to Committee on Calendar.

H. B. 1165, a bill to amend Section 82, Chapter 4, Public Laws of 1921, with reference to derogatory reports wilfully and maliciously made concerning banks.

Referred to Committee on Calendar.

H. B. 939, a bill to amend Chapter 149, Public Laws 1931, known as Consolidated Statutes, 7064, relating to organization of county boards of health.

Referred to Committee on Calendar.

S. B. 4, a bill to authorize and direct the Governor to appoint a commission to study and to determine the advisability and feasibility of establishing a nautical school in the State of North Carolina, for concurrence in the House amendment.

Upon motion of Senator Frink, the bill is placed upon the Calendar.

S. B. 437, a bill to amend Chapter 107 of the Private Laws of 1931 and all act amendatory thereof, relating to the charter of the city of High Point.

Upon motion of Senator Gregory, the bill is placed upon the Calendar for Monday, April 3, 1939.

HOUSE OF REPRESENTATIVES,
Friday, March 31, 1939

Mr. President:

Pursuant to your message of non-concurrence in House amendment to S. B. 417, entitled "An act to amend Chapter 30 of the Public Laws of 1937, relating to the Dry Cleaners Commission, so as to exclude Burke, Haywood, Forsyth and Harnett Counties therefrom", and the appointment of Senate Conferees, Mr. Speaker Ward has appointed as Conferees on the part of the House to act with Senate Conferees to the end that the differences arising between the two Bodies may be adjusted, Messrs. Wilson of Forsyth, Caffey and Hatch.

Respectfully,
W. A. BAKER,
Principal Clerk.

HOUSE OF REPRESENTATIVES,

Friday, March 31, 1939

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House has adopted report of the Conferees on H. B. 1024, entitled "To appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense", and awaits a message from the Senate in order that we may order the bill enrolled if a similar report is adopted by your Honorable Body.

Respectfully,
W. A. BAKER,
Principal Clerk.

HOUSE OF REPRESENTATIVES,
Friday, March 31, 1939

Mr. President:

Pursuant to your request the House orders the return herewith of H. B. 107,a bill to be entitled "An act to repeal Section 6055 (a26) and 6055 (a27) of the Consolidated Statutes, relating to markers and assistance to voters on elections and primaries and providing for assistance to handicapped voters", for further consideration by your Honorable Body.

Respectfully,
W. A. BAKER,
Principal Clerk.

Upon motion of Senator Folger, the vote by which the bill passed its third reading is reconsidered and the bill is taken up for immediate consideration.

Upon motion of Senator Folger, the vote by which the amendment previously offered by himself was adopted is reconsidered.

Senator Folger withdraws the amendment previously offered by himself.

Senator Folger offers a second amendment which is adopted.

The bill, as amended, passes its third reading and is sent to the House of Representatives, for concurrence in the Senate amendments.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 469, a bill to amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the "Unemployment Compensation Law."

The bill fails to pass its second reading.

H. B. 925, a bill to provide for retirement compensation for W. Dan Terry, Superintendent of public buildings and grounds.

Passes its second and third readings and is ordered enrolled.

H. B. 926, a bill to promote rifle marksmanship among the unorganized militia and to defray the expenses thereof.

Passes its second and third readings and is ordered enrolled.

H. R. 929, a joint resolution commending the American Legion Department of North Carolina for its endeavors in connection with the organization and conduct of "Tar Heel Boys' State."

Passes its second and third readings and is ordered enrolled.

H. B. 951, a bill to amend Chapter 472 of the Public Laws of 1935, relating to notice to quit in certain tenancies.

Passes its second and third readings and is ordered enrolled.

H. B. 975, a bill to validate certain conservators and liquidating agents of the Commissioner of Banks in executing certain trustee's deeds where the trustee and certain deeds of trust were, at the time of the execution of the same, in the process of liquidation by the Commissioner of Banks.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 998, a bill to establish a quasi-public corporation to be known as the Dare County Community Center.

Passes its second and third readings and is ordered enrolled.

H. B. 988, a bill to amend Section 64 of Chapter 407 of the Public Laws

of 1937, so as to provide for a credit on new license where old motor vehicle has been junked.

Passes its second and third readings and is ordered enrolled.

H. R. 1004, a joint resolution to provide for the convening of the House of Representatives in regular sessions pursuant to the constitution, and to establish a method for the assignment of seats to the members of both branches of the General Assembly.

Passes its second and third readings and is ordered enrolled.

H. B. 1014, a bill to amend the Revenue Act for incidental correction.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

H. B. 1023, a bill to amend Section 2, Chapter 560, Public Laws of 1923, relating to sale of real estate for taxes.

Senator Eagles offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1050, a bill to amend Chapter 132, Public Laws of 1937, relating to the discharge and revocation of persons placed on probation by the criminal courts of North Carolina.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow morning at 10:30 o'clock.

SEVENTY-SIXTH DAY

SENATE CHAMBER,
Saturday, April 1, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. J. A. Dailey of the Jenkins Memorial Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Barber, Edward Pou Maulden, granddaughter

of the late Honorable E. W. Pou, is made an honorary page of the Senate.

Upon motion of Senator Ballentine, the courtesies of the galleries are extended to the tenth and eleventh grades of the Ridgecrest High School in Stanly County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the eighth grade of the Yanceyville High School in Caswell County.

Upon motion of Senator Spruill, the courtesies of the galleries are extended to Mrs. E. R. Thomas, Sr., Mrs. Fred S. Thomas, Sr., and Mrs. Fred S. Thomas, Jr., of Harnett County.

Upon motion of Senator Spruill, Sara Thomas, little daughter of Senator Thomas of Harnett County, is made an honorary page of the Senate.

Upon motion of Senator Gardner, H. B. 546, a bill to remunerate Jeff Carroll for damages to his filling station incurred on the seventh day of December, 1937, by a collision therewith by a State-owned school bus driven by a student of the Tar Heel High School in Bladen County, is taken from the unfavorable Calendar and placed upon the Calendar.

Senator Ballentine moves that H. B. 170, a bill for the relief of Mrs. Lucy Ida Martin, widow of Gaston Dowd Martin, Confederate veteran, be taken from the unfavorable Calendar and placed upon the Calendar.

The motion fails to prevail.

Senator Ballentine moves that H. B. 292, a bill for the relief of Esther Lena Wilburn, widow of Confederate veteran, be taken from the unfavorable Calendar and placed upon the Calendar.

The motion fails to prevail.

Upon motion of Senator Folger, H. B. 430, a bill to prohibit Indians or persons of Indian blood from attending schools for children of the white race in Bladen County, and to provide separate schools for such persons, is taken from the unfavorable Calendar and placed upon the Calendar.

CONFERENCE REPORT

Senator Hatcher, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 417, a bill to amend Chapter 30 of the Public Laws of 1937, relating to the Dry Cleaners Commission, so as to exclude Burke, Haywood, Forsyth and Harnett Counties therefrom, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees on the part of the Senate and House of Representatives on S. B. 417 agree and recommend as follows:

That we recommend that the Senate concur in the House amendments.

Respectfully submitted,
H. J. HATCHER,
FRED B. THOMAS,

Conferees on the part of the Senate.
VIRGIL A. WILSON,
WILLIAM T. HATCH,
JOHN W. CAFFEY,
Conferees on the part of the House.

Upon motion of Senator Hatcher, the report is adopted and a message is ordered sent to the House of Representatives, informing that Body of such action.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 416, an act to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Anson County.

S. B. 421, an act providing for the reappointment of commissioners of the Iredell-Rowan County drainage district No. 1, ratifying actions of said commissioners heretofore appointed, and to provide for the collection of delinquent assessments therein.

S. B. 428, an act to enlarge the boundaries of the town of Coats.

S. B. 444, an act to amend S. B. 284, ratified March 22, 1939, entitled a bill to be entitled "An act to prescribe the fees for probate and registration of certain right-of-way deeds in Duplin, Pender, Sampson and Bladen Counties", so as to make Columbus County subject to the provisions of said act.

S. B. 454, an act to amend Chapter 211 of the Public Local Laws of 1933, as amended by Chapter 110 of the Public Local Laws of 1935, relative to the expenses of collecting taxes in Franklin County.

S. B. 495, an act to place the municipalities in Jackson County under the provisions of the general election laws.

S. B. 498, an act to amend H. B. number 1093 entitled "An act to appoint a tax collector and county accountant for Yancey County and define their duties."

H. B. 742, an act to restore the charter of the town of Saratoga in Wilson County and to provide for the incorporation thereof.

H. B. 890, an act relating to the salary of the assistant clerk of the Superior Court of Columbus County.

H. B. 953, an act to aid in the collection of delinquent taxes in Henderson County.

H. B. 963, an act to appoint members of the Board of Education in Bladen County.

H. B. 966, an act to amend paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant cities and towns in Buncombe County additional power for regulation of the operators of for hire cars.

H. B. 971, an act to amend the charter of the town of Morehead City, North Carolina.

H. B. 1024, an act to appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

H. B. 1042, an act to extend the term of office of certain officers of Harnett County and providing for the election of others.

H. B. 733, an act to provide for the collection of the delinquent taxes in Pasquotank County.

H. B. 795, an act to amend Chapter 151, Public Laws of 1935, reducing the tax on hard crabs.

H. B. 896, an act authorizing the granting of title to the Confederate soldiers home property in the city of Raleigh by the State of North Carolina to the city of Raleigh for a Confederate Memorial Park.

H. B. 937, an act relative to the county depository of Robeson County.

H. B. 1081, an act to appoint a member of the board of water commissioners of the city of Hendersonville.

H. B. 1092, an act to amend the charter of the city of Salisbury as it relates to the sale of property held by the city.

H. B. 1097, an act to authorize a Board of County Commissioners of Swain County to establish a County Recorders Court.

H. B. 1101, an act to regulate the operation of and to prohibit public dances on Sunday in Davidson County.

H. B. 1103, an act to amend Chapter 225 of the Public Local Laws of 1933, relative to the salary of the sheriff of New Hanover County.

S. B. 272, an act to amend Chapter 53, Public Laws of 1933, relating to privilege license of the blind.

S. B. 327, an act to regulate the registration and sale of canned dog foods.

S. B. 405, an act to authorize the Board of Commissioners of Duplin County to issue bonds for Rockfish Township for building a community building and to levy a tax for payment of same on property in said township, when authorized by the qualified voters thereof.

ENGROSSED BILLS

Senator Warren, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 246, a bill to reimburse David H. Jones for loss of a horse killed by a State of North Carolina Highway and Public Works Commission truck in Robeson County.

S. B. 414, a bill to provide relief for Mrs. E. E. Bell, a citizen of the city of Pollocksville, county of Jones, State of North Carolina.

S. B. 496, a bill to provide for the compensation for the injury of Ara Rebecca Davis, a school child of Chatham County, received while being transported to school on a school bus.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rodman, for the Committee on Calendar:

H. B. 905, a bill to provide for the control of livestock diseases, with a favorable report.

H. B. 935, a bill to amend Section 16, Chapter 134 of the Public Laws of 1933, and to repeal Chapter 165 of the Public Laws of 1937, and to repeal Consolidated Statutes 3513, relating to functions of the Utilities Commissioner with reference to rail and motor carrier rates, fares, charges, rules, regulations and practices, with a favorable report.

H. B. 939, a bill to amend Chapter 149, Public Laws, 1931, known as Consolidated Statutes 7064, relating to organization of county boards of health, with a favorable report.

H. B. 996, a bill to prohibit the sale of beer and wine within 500 feet of any church or school in Duplin County, with an unfavorable report.

H. B. 1165, a bill to amend Section 82, Chapter 4, Public Laws of 1921, with reference to derogatory reports wilfully and maliciously made concerning banks, with an unfavorable report.

H. B. 1166, a bill to extend the jurisdiction of the municipal court of the city of Winston-Salem to include all of Forsyth County, to provide for the removal of criminal actions from Justices of the Peace to said court, and for other purposes, with a favorable report.

H. B. 1168, a bill to amend Section 1, Sub-section 5, Chapter 706 of Public Laws of North Carolina, Session 1901, with a favorable report.

H. B. 1175, a bill to amend H. B. number 320, entitled "An act authorizing cities and towns having a population of more than 5000 to adopt ordi-

nances, relating to the repair, closing and demolition of dwellings unfit for human habitation, and providing for the remedies and procedure in connection with action taken under such ordinances", with a favorable report.

H. B. 1135, a bill to provide for the survey of certain State waters in Currituck Sound, with a favorable report.

H. B. 1137, a bill to authorize municipalities in Harnett County to dispose of real estate under the same law applicable to counties, with a favorable report.

H. B. 1155, a bill relating to game laws in Onslow County, with a favorable report, as amended.

H. B. 1156, a bill to permit deer hunting in Onslow County on Sundays, with an unfavorable report.

H. B. 6, a bill to amend Chapter 407 of the Public Laws of 1937, relative to headlights on motor vehicles, with a favorable report.

H. B. 173, a bill to prohibit the sale of beer or other alcoholic beverages within Watauga County, reported without prejudice, as amended.

H. B. 474, a bill to amend Chapter 288 of the Public Laws of 1937, known as the "Old Age Assistance Act and the Aid to Dependent Children Act" and Section Consolidated Statutes 5014, Public Laws, relating to public welfare, reported without prejudice.

H. B. 869, a bill to regulate the sale of patents or proprietary liquids containing alcohol and prevent their use for beverage purposes in Moore County and to provide pains and penalties for its violation, with an unfavorable report.

H. B. 1046, a bill to re-establish the Falcon school district in Cumberland County, with a favorable report, as amended.

H. B. 1085, a bill to amend Chapter 115 of the Public Laws of 1915, as amended, relating to the incorporation, maintenance and supervision of credit unions and cooperative associations, with a favorable report, as amended.

H. B. 1098, a bill to amend Chapter 75, Section 1, Public Laws of 1923, the same being "An act to prevent the marriage of females under sixteen years of age except by consent of parents or persons standing in relation of a parent and upon special license", with a favorable report.

H. B. 1111, a bill to validate and confirm State grants numbers 13803, 13944, 13945, 13967 and 13968 issued to Chisholm T. Rogers in 1899, with a favorable report, as amended.

S. B. 352, a bill to repeal Chapter 136, Public Laws of 1927, and amendments thereto, known as the North Carolina bus and truck law, and enact in lieu thereof a law that will conform as nearly as practicable to the Federal Motor Carrier Act; promote safety on the highways; give increased protection to the traveling and shipping public, and the law as herein enact-

ed shall be known as the "Motor Vehicle Carrier Act", with an unfavorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1147, a bill to validate certain bonds for the city of Wilmington, North Carolina.

Upon motion of Senator Ward, the bill is placed upon the Calendar.

H. B. 761, a bill to extend the terms of office of county commissioners in this State to four years.

Referred to Committee on Calendar.

H. B. 1167, a bill to amend Chapter 174 of the Public Laws of 1921, being "An act to regulate dedication of streets, highways, etc. and to limit the time within which such dedication shall be accepted by the public, etc."

Referred to Committee on Calendar.

House substitute for S. B. 260, a bill to amend Chapter 10, Public Local Laws of 1933, authorizing the Board of Commissioners of Robeson County to fix, raise, lower or adjust salaries of county officials and subordinates in accordance with changing economic conditions and for efficiency.

Upon motion of Senator McIntyre, the rules are suspended and the bill is placed upon its immediate readings.

Upon motion of Senator McIntyre, the substitute offered by the House is adopted.

Passes its second and third readings and is ordered enrolled.

S. B. 309, a bill to prevent the installation or sale of used plumbing fixtures or accessories until after inspection and approval by the State Board of Health, for concurrence in the House amendment.

Upon motion of Senator Bain, the Senate concurs in the House amendment and the bill is ordered enrolled.

House substitute for S. B. 359, a bill to appropriate funds for research work at the agricultural experiment station.

Upon motion of Senator Spruill, the rules are suspended and the bill is placed upon its immediate readings.

Upon motion of Senator Spruill, the substitute offered by the House is adopted.

Passes its second and third readings and is ordered enrolled.

S. B. 342, a bill to establish a sanatorium in Eastern North Carolina for the treatment of tuberculosis, for concurrence in the House amendment.

Upon motion of Senator Long, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 868, a bill to amend Section 1123 of the Consolidated Statutes of North Carolina and Chapter 83 of the Public Laws of North Carolina, 1923, relating to the formation of corporations for the conduct and management of playgrounds and other recreational facilities.

Upon motion of Senator Rodman, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 41, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the State Highway Patrol, for concurrence in the House amendment.

Upon motion of Senator Rodman, the bill is placed upon the Calendar.

HOUSE OF REPRESENTATIVES,
Saturday, April 1, 1939

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House has adopted the Conference Report on S. B. 417, entitled "To amend Chapter 30 of the Public Laws of 1937, relating to the Dry Cleaners Commission, so as to exclude Burke, Haywood, Forsyth and Harnett Counties therefrom", to the end that if the Senate adopts a similar report, you may order the bill enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk.

The Conference Report having been adopted by the Senate, the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 244, a bill to permit Wilson County school districts to vote a local supplement, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 4, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Curtis, Eagles, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hughes, Joyner, Long, Lumpkin, McIntyre, Prince, Smith, Spruill, Sutton, Ward, Warren, Watkins,—28.

Those voting in the negative are: Senators Austin, Folger, Rodman, Umstead,—4.

The bill is ordered sent to the House of Representatives.

H. B. 443, a bill authorizing elections by school districts in Lee County for the purpose of supplementing State school funds, upon third reading.

The bill passes its third reading by roll call vote, ayes 24, noes 9, as follows:

Those voting in the affirmative are: Senators Bain, Ballentine, Barber, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Frink, Graham, Gregory, Halstead, Hughes, Joyner, McIntyre, Palmer, Prince, Separk, Smith, Spruill, Sutton, Thomas,—24.

Those voting in the negative are: Senators Austin, Blythe, Folger, Gray, Hatcher, Rodman, Umstead, Ward, Watkins,—9.

The bill is ordered enrolled.

H. B. 505, a bill to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 693, a bill enlarging and fixing the corporate limits of the town of Spindale, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 980, a bill to create a peace officers relief fund for the city and county of Durham, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes,

Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1106, a bill to incorporate Bethel High School district in Watauga County, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1016, a bill to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Hertford County, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1045, a bill to validate the establishment, assessments, and bonds of Cumberland County drainage district No. 3, and to authorize said district to issue refunding bonds and extend the time of payment of assessments heretofore levied and levy additional assessments, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1048, a bill relating to the extension of the corporate limits of the city of Rocky Mount and amending Chapter 209 of the Private Laws of 1907, as amended, upon third reading.

Upon motion of Senator Lumpkin, the vote by which the amendment offered by Senator Clark was adopted yesterday is reconsidered.

Senator Clark withdraws the amendment offered by himself.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1049, a bill to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount, relating to the power of its board of aldermen, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1055, a bill to amend the charter of the town of Clyde, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1063, a bill to permit the Board of County Commissioners of Transylvania County to regulate and levy a tax on persons, firms or corporations carrying passengers for compensation in airplanes, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1068, a bill to authorize the celebration of the centennial anniversary of the incorporation of the municipality of Henderson, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1075, a bill to ratify and approve bonds of East Lenoir sanitary district, as authorized by Chapter 100, Public Laws of 1927, and heretofore voted by the qualified voters of said district, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 1094, a bill to amend Chapter 215 of the Private Laws of the State of North Carolina, relative to the corporate limits of the town of Bryson City, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1161, a bill to incorporate the Anson County Recreation Commission, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing,

Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

The bill is ordered enrolled.

H. B. 933, a bill to amend Chapter 47 of the Private Laws of the General Assembly of 1879, known as "An act to incorporate the trustees of Ball's Creek Methodist Church and camp ground in the county of Catawba, North Carolina", upon second reading.

The bill passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

H. B. 1044, a bill to define the boundaries of Beaufort harbor, to provide for the appointment of a harbor master and pilots, and to regulate pilotage fees, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Bowers, Bruton, Cogburn, Council, Cowles, Curtis, Fearing, Folger, Frink, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Rodman, Separk, Smith, Spruill, Sutton, Thomas, Umstead, Ward, Watkins,—33.

House substitute for S. B. 49, a bill to amend Chapter 362 of the Public Laws of North Carolina, Session 1935, entitled "An act to enlarge the term of office of the several registers of deeds of this State", so as to include Moore County.

The substitute offered by the House is Adopted.

Passes its second and third readings and is ordered enrolled.

H. B. 342, a bill to vest in the Board of County Commissioners of Moore County the exclusive right to license and regulate agricultural fairs in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 787, a bill to create and establish the Laurinburg administrative unit and to provide for the administration and control thereof, upon third reading.

Senator Umstead offers an amendment which fails of adoption.

Upon the third reading of the bill, Senator Prince calls for the ayes and noes.

The call is sustained.

The bill passes its third reading by roll call vote, ayes 18, noes 9, as follows:

Those voting in the affirmative are: Senators Ballentine, Barber, Bowers, Bruton, Cogburn, Cowles, Curtis, Fearing, Frink, Gregory, Halstead, Hatcher, Hughes, Joyner, McIntyre, Prince, Spruill, Thomas,—18.

Those voting in the negative are: Senators Austin, Bain, Folger, Graham, Gray, Rodman, Smith, Ward, Watkins,—9.

The following pairs are announced: Senators Boyette "aye", Blythe "no"; Separk "aye", Council "no"; Gold "aye", Gardner "no"; Morphew "aye", Clark "no"; Sutton "aye", Larkins "no"; Price "aye", Umstead "no".

The bill is ordered enrolled.

H. B. 546, a bill to remunerate Jeff Carroll for damages to his filling station incurred on the 7th day of December, 1937, by a collision therewith by a State-owned school bus driven by a student of the Tar Heel High School in Bladen County.

Senator Gardner offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 4, a bill to authorize and direct the Governor to appoint a commission to study and to determine the advisability and feasibility of establishing a nautical school in the State of North Carolina, for concurrence in the House amendment.

Upon motion of Senator Frink, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1029, a bill to provide for primary election to nominate the officers for the town of Rockingham, Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 1047, a bill to regulate the operation of moving picture shows in Northampton County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 984, a bill relating to the election and duties of the members of the board of alcoholic control of Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 1065, a bill to amend Chapter 282 of the Public Local Laws of 1917 and Chapter 497 of the Public Local Laws of 1929, relating to the Recorders Court for the town of Apex and White Oak Township in Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 1066, a bill to amend Chapter 550, Public Local Laws of 1937, relating to the Recorders Court of Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 1067, a bill to amend Chapter 27, Sub-chapter 4, Articles 18, 21 and 23 of the Consolidated Statutes and amendments thereto, relating to municipal Recorders Courts to extend the criminal and civil jurisdiction of the Recorders Court of Wendell, to include all of Mark's Creek Township, St. Matthews Township, St. Mary's Township, and Neuse River Township in Wake County and to provide for the election of the recorder of said court.

Passes its second and third readings and is ordered enrolled.

H. B. 1077, a bill to re-enact Chapter 169 and Chapter 407, Public Local Laws of 1937, relative to the preparation of the tax books in Hyde County and the Public Local Laws enacted by the General Assembly of 1939, relative to Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 1082, a bill relating to courts of Justices of the Peace in Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1084, a bill to aid in the collection of delinquent taxes and paving assessments in the town of East Flat Rock.

Passes its second and third readings and is ordered enrolled.

H. B. 1112, a bill to amend Chapter 95, Sub-chapter 3, Article 5, Consolidated Statutes of 1919, it being Section 5336 (a) of said Consolidated Statutes, so as to make the provisions of Chapter 205, Public Laws of 1925 apply to Nash County, relative to drainage district.

Passes its second and third readings and is ordered enrolled.

H. B. 1118, a bill to amend Section 1443 of the Consolidated Statutes, relating to the court of Cabarrus County.

Passes its second and third readings and is ordered enrolled.

H. B. 1120, a bill repealing Chapter 163 of the Public Laws of North Carolina of 1937, relating to terms of Superior Court for Wake County, and amending that portion of Section 1443 of the Consolidated Statutes of North Carolina, relating to the terms of said court.

Passes its second and third readings and is ordered enrolled.

H. B. 1121, a bill placing the employees of New Hanover County under Civil Service and creating a civil service Commission for said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1122, a bill to authorize the Board of County Commissioners of Moore County to fix the fees and compensation of the coroner of Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 1123, a bill to authorize the Board of County Commissioners of Moore County to appropriate funds for the purpose of erecting memorials or monuments to the heroic dead of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1126, a bill to empower the commissioners of the town of Louisburg to convey abandoned portion of street.

Passes its second and third readings and is ordered enrolled.

H. B. 1128, a bill to re-enact Chapter 563 of the Public Laws of 1933 Session of the General Assembly, as amended by Chapter 388 of the Public Laws of 1937, regarding agricultural and breeding association for New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 1129, a bill to limit the fees of the coroner of Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1133, a bill to authorize the Board of County Commissioners of Currituck County to accept a deed from the County Board of Education to certain lands in Currituck County and to use and maintain the same as a public cemetery for burial of persons of the white race.

Passes its second and third readings and is ordered enrolled.

H. B. 1138, a bill to authorize the Board of Commissioners of Harnett County to fix the salaries of certain officers.

Passes its second and third readings and is ordered enrolled.

H. B. 1140, a bill to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Durham County (applicable also to Wake County).

Passes its second and third readings and is ordered enrolled.

H. B. 1143, a bill to amend Chapter 155, Public Local Laws, 1929, and Chapter 266, Public Local Laws, 1931, relating to McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1144, a bill to amend Section 4 of Chapter 199, Public Local Laws, 1933, relating to McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1145, a bill to amend Section 4 of Chapter 558 of Public Local Laws of 1937, relating to McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1146, a bill to amend Section 4 of Chapter 558 of the Public Local Laws of 1937, relating to McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1151, a bill to fix the salaries of officers and employees of Durham County.

Passes its second and third readings and is ordered enrolled.

H. B. 1153, a bill to authorize the mayor and commissioners of the town of Jacksonville to convey the cemetery lot to trustees and to authorize the trustees to manage, control, sell and convey lots therein.

Passes its second and third readings and is ordered enrolled.

H. B. 1157, a bill creating an Agricultural and Breeders Association for the county of Onslow on approval by the commissioners of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1159, a bill to permit the County Commissioners of Onslow County to establish a County Recorders Court in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1163, a bill to create a Civil Service Commission for the police department of the city of Fayetteville, and to provide the necessary machinery and rules for the organization and operation of said Civil Service Commission and department.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1169, a bill to amend Section 65-A of the Consolidated Statutes, relating to the payment of money into the office of the clerk of the Superior Court, in excess of $300, due and owing intestates, making said section apply to Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 1170, a bill to amend Chapter 537 of the Public Local Laws of 1937, relating to public guardian of Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 1171, a bill to repeal Chapter 336 of Public Laws of 1937, relating to Forsyth County only.

Passes its second and third readings and is ordered enrolled.

H. B. 1173, a bill to establish a juvenile court for Forsyth County, North Carolina, and amend Chapter 97, Section 2 of the Public Laws of North Carolina, Session 1919, and also amend Chapter 85 of the Public Laws of North Carolina, Extra Session of 1920.

Passes its second and third readings and is ordered enrolled.

H. B. 173, a bill to prohibit the sale of beer or other alcoholic beverages within Watauga County.

Senator Watkins offers an amendment which is adopted.

Senator Joyner offers an amendment which is adopted.

Upon the adoption of the amendment offered by the Committee, Senator Bowers calls for the ayes and noes.

The call is sustained.

The amendment fails of adoption, ayes 4, noes 25, as follows:

Those voting in the affirmative are: Senators Bain, Council, Frink, Smith,—4.

Those voting in the negative are: Senators Ballentine, Barber, Blythe, Bowers, Clark, Cogburn, Cowles, Curtis, Gardner, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, McIntyre, Prince, Rodman, Spruill, Sutton, Umstead, Ward, Watkins,—25.

Senator Clark moves that the bill and all the amendments lie upon the Table.

Upon the motion of Senator Clark, Senator Bowers calls for the ayes and noes.

The call is sustained.

The motion fails to prevail, ayes 11, noes 19, as follows:

Those voting in the affirmative are: Senators Bain, Blythe, Clark, Council, Frink, Joyner, Palmer, Prince, Smith, Thomas, Umstead,—11.

Those voting in the negative are: Senators Austin, Ballentine, Barber, Bowers, Cogburn, Cowles, Curtis, Graham, Gray, Gregory, Halstead, Hughes, Long, McIntyre, Rodman, Spruill, Sutton, Ward, Watkins,—19.

Senator Spruill offers an amendment which is adopted.

Senator Gregory offers an amendment which is adopted.

Upon motion of Senator Sutton, action on the bill is deferred until Monday, April 3, 1939.

H. B. 298, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 27, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Council, Eagles, Frink, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Palmer, Rodman, Thomas, Umstead, Ward, Watkins,—27.

The bill is ordered enrolled.

H. B. 247, a bill to authorize creation of school districts, the issuance of school building bonds and notes in behalf of school districts for special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, upon third reading.

The bill passes its third reading by roll call vote, ayes 27, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Council, Eagles, Frink, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Palmer, Rodman, Thomas, Umstead, Ward, Watkins,—27.

The bill is ordered enrolled.

H. B. 755, a bill to amend Sections 4726 and 4727 of the Consolidated Statutes, relating to commercial feeding stuffs, upon third reading.

The bill passes its third reading by roll call vote, ayes 27, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Council, Eagles, Frink, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Palmer, Rodman, Thomas, Umstead, Ward, Watkins,—27.

The bill is ordered enrolled.

H. B. 798, a bill to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 27, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Council, Eagles, Frink, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Palmer, Rodman, Thomas, Umstead, Ward, Watkins,—27.

The bill is ordered enrolled.

H. B. 931, a bill to provide for the creation of a State Volunteer Fire Department; to prescribe the powers and duties of such department; and to provide protection for members thereof, upon third reading.

The bill passes its third reading by roll call vote, ayes 27, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Council, Eagles, Frink,

Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Palmer, Rodman, Thomas, Umstead, Ward, Watkins,—27.

The bill is ordered enrolled.

H. B. 1033, a bill to authorize the trustees of the University of North Carolina to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State, upon third reading.

The bill passes its third reading by roll call vote, ayes 27, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Blythe, Boyette, Bruton, Clark, Cogburn, Council, Eagles, Frink, Graham, Gregory, Halstead, Hatcher, Hughes, Joyner, Long, Lumpkin, McIntyre, Palmer, Rodman, Thomas, Umstead, Ward, Watkins,—27.

The bill is ordered enrolled.

S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development, for concurrence in the House amendment.

Upon motion of Senator Hatcher, the Senate fails to concur in the House amendment and a conference is requested.

The President appoints as Conferees on the part of the Senate, Senators Hatcher and Morphew and a message is ordered sent to the House of Representatives informing that Body of such action.

S. B. 223, a bill to amend Section 2135 (a) of the Consolidated Statutes, relating to game, for concurrence in the House amendment.

Upon motion of Senator Cogburn, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 726, a bill to amend Section 2591 of the Consolidated Statutes, relating to the reopening of judicial and other sales on advanced bids.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1132, a bill to place the names of Mrs. Ida Ipock and Mrs. Macie Stocks, widows of Confederate soldiers, on the pension lists.

Passes its second and third readings and is ordered enrolled.

H. R. 1176, a joint resolution to be entitled a resolution empowering the Governor of North Carolina to appoint a special commission for the purpose of studying teachers retirement and retirement for State employees.

Passes its second and third readings and is ordered enrolled.

H. R. 1178, a joint resolution authorizing and directing the Secretary of

State to have printed 5000 copies of H. B. number 856, known as "The School Machinery Act", as enacted into law and that the distribution thereof be under the direction of the State Superintendent of Public Instruction and the State School Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 430, a bill to prohibit Indians or persons of Indian blood from attending schools for children of the white race in Bladen County and to provide separate schools for such persons.

Senator Folger offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Frink, the vote by which the bill passed its third reading is reconsidered, and upon his motion the bill is laid upon the Table.

H. B. 939, a bill to amend Chapter 149, Public Laws, 1931, known as Consolidated Statutes 7064, relating to organization of County Boards of Health.

Passes its second and third readings and is ordered enrolled.

H. B. 1046, a bill to re-establish the Falcon school district in Cumberland County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1137, a bil to authorize municipalities in Harnett County to dispose of real estate under the same law applicable to counties.

Upon motion of Senator Thomas, the bill is laid upon the Table.

H. B. 1155, a bill relating to game laws in Onslow County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1166, a bill to extend the jurisdiction of the municipal court of the city of Winston-Salem to include all of Forsyth County, to provide for the removal of criminal actions from Justices of the Peace to said court, and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 6, a bill to amend Chapter 407 of the Public Laws of 1937, relative to headlights on motor vehicles.

Passes its second and third readings and is ordered enrolled.

H. B. 905, a bill to provide for the control of livestock diseases.

Passes its second and third readings and is ordered enrolled.

H. B. 935, a bill to amend Section 16, Chapter 134 of the Public Laws of 1933, and to repeal Chapter 165 of the Public Laws of 1937, and to repeal Consolidated Statutes 3513, relating to the functions of the Utilities Commissioner, with reference to rail and motor carrier rates, fares, charges, rules, regulations and practices.

Passes its second and third readings and is ordered enrolled.

H. B. 1085, a bill to amend Chapter 115 of the Public Laws of 1915, as amended, relating to the incorporation, maintenance and supervision of credit unions and cooperative associations.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1098, a bill to amend Chapter 75, Section 1, Public Laws of 1923, the same being "An act to prevent the marriage of females under sixteen years of age, except by consent of parents or persons standing in relation of a parent and upon special license".

Passes its second and third readings and is ordered enrolled.

H. B. 1111, a bill to validate and confirm State grants numbers 13803, 13944, 13945, 13967, 13968, issued to Chisholm T. Rogers in 1899.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1135, a bill to provide for the survey of certain State waters in Currituck Sound.

Passes its second and third readings and is ordered enrolled.

H. B. 1168, a bill to amend Section 1, Sub-section 5, Chapter 706 of Public Laws of North Carolina, Session 1901.

Passes its second and third readings and is ordered enrolled.

H. B. 1175, a bill to amend H. B. number 320 entitled "An act authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation, and providing for the remedies and procedure in connection with action taken under such ordinances".

Passes its second and third readings and is ordered enrolled.

H. B. 474, a bill to amend Chapter 288 of the Public Laws of 1937 known as the "Old Age Assistance Act and the Aid to Dependent Children Act", and

Section, Consolidated Statutes, 5014, Public Laws, relating to public welfare.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1026, a bill to amend Chapter 312 of the Public Laws of 1931, relating to the establishment of the Department of Labor.

Senator Prince offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 1180, a joint resolution designating the month of April as State Cancer Control Month in cooperation with the resolution of the Congress of the United States.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Rodman, the Senate adjourns to meet Monday afternoon at 3:30 o'clock.

SEVENTY-SEVENTH DAY

SENATE CHAMBER,
Monday, April 3, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Joyner, Annesley Howland of Forsyth County is made an honorary page of the Senate.

Upon motion of Senator Spruill, Fred Bowman, Jr., of Henderson County is made an honorary page of the Senate.

Upon motion of Senator Prince, Frank L. Fitz Simmons of Henderson County is made an honorary page of the Senate.

Upon motion of Senator Rodman, H. R. 1181, a joint resolution by the General Assembly of North Carolina, providing for adjournment on April 4, 1939, is recalled from the Enrolling Office and the vote by which it passed its third reading is reconsidered and the bill is placed upon the Calendar.

Upon motion of Senator Smith, the vote by which S. B. 432, a bill to fix the salary of the Utilities Commissioner, failed to pass its second reading is reconsidered and the bill is placed upon the Calendar.

Upon motion of Senator Ward, H. B. 996, a bill to prohibit the sale of beer and wine within five hundred feet of any church or school in Duplin County, is taken from the unfavorable Calendar and placed upon the Calendar.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 6, an act to amend Chapter 407 of the Public Laws of 1937, relative to headlights on motor vehicles.

H. B. 107, an act to repeal Sections 6055 (a26) and 6055 (a27) of the Consolidated Statutes insofar as said Sections relate to markers and assistance to voters in primaries and providing for assistance to handicapped voters in primaries.

H. B. 45, an act to provide for the listing and valuing of all property, real, personal and mixed, at its true value in money, and to provide for the taxation thereof by counties, municipalities and other local taxing authorities upon a uniform ad valorem basis.

H. B. 247, an act to authorize creation of school districts, the issuance of school building bonds and notes in behalf of school districts for special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes.

H. B. 310, an act to reimburse W. S. Williams losses resulting from a collision with a school bus in Nash County.

H. B. 342, an act to vest in the Board of County Commissioners of Moore County the exclusive right to license and regulate agricultural fairs in said county.

H. B. 366, an act to extend the terms of office of the judge of the Recorders Court of Lincoln County, and the solicitor of the Recorders Court of Lincoln County to four years, and to amend Section 1582 of the Consolidated Statutes of 1919, insofar as said Section is applicable to the Recorders Court in Lincoln County.

S. B. 395, an act to amend Chapter 86 of the Public Laws of the Extra Session, 1924, as amended by Chapter 291 of the Public Laws of 1925, relative to the admission of indigent patients to certain State hospitals.

S. B. 397, an act to correct a manifest error in certain previous revenue acts and to authorize adjustment of assessments made thereunder.

S. B. 398, an act to appropriate funds for each year of the biennium 1939-1940, 1940-1941, for the administration, operation, development and maintenance of state-owned parks.

S. B. 409, an act permitting the Governor, in his discretion, to fix the compensation of the Commissioner of Paroles.

S. B. 415, an act to amend Chapter 441 of the Public Laws of 1931, relating to certain special taxes for the expense of quadrennial valuation and other purposes.

S. B. 417, an act to amend Chapter 30 of the Public Laws of 1937, relating to the dry cleaners commission, so as to exclude Burke, Haywood, Forsyth and Harnett Counties therefrom.

S. B. 418, an act to fix the salary of the Commissioner of Agriculture to make it equal to that of certain other constitutional officers.

S. B. 419, an act to amend the charter of the city of Wilmington, North Carolina, so as to include Greenfield Lake within the boundaries of said city.

S. B. 425, an act to amend Section 4106 of the Consolidated Statutes of North Carolina, so as to allow a jury summoned or appointed to allot dower in the county where the dower proceeding is pending to go upon, view, assess and allot land lying in any other county or counties, when agreeable to and convenient to said jury.

S. B. 431, an act to amend Committee substitute for H. B. number 14, the budget appropriation bill, as to appropriation for Attorney General and Secretary of State.

S. B. 434, an act to amend Chapter 393, Public Laws of 1937, so that certain restrictions in the distribution of forest tree seedlings to farmers in soil conservation districts may be removed.

S. B. 435, an act to amend the charter of the town of Liberty.

S. B. 436, an act to validate special street assessments, and to validate sales for taxes and special street assessments, and to extend the time for starting foreclosure proceedings on tax sale and special street assessment sales for the town of Liberty.

S. B. 440, an act to create a board which may issue revenue bonds only for the purpose of acquiring, constructing, operating and maintaining a municipal hospital for the city of High Point.

S. B. 445, an act to amend Chapter 297, Public Local Laws of North Carolina, Session of 1935, providing for an allowance to the sheriff and rural policemen of Robeson County for traveling expenses incurred in line of duty.

S. B. 448, an act to authorize additional term of court for Stokes County.

S. B. 449, an act relating to the levying of taxes in the town of Dobson.

S. B. 452, an act to authorize county commissioners to buy and hold real estate and to sell, lease, or otherwise dispose of same.

S. B. 456, an act to authorize the officers and enlisted men of the North Carolina National Guard to wear service medals to be prescribed by the State of North Carolina as a part of the regulation uniform.

S. B. 464, an act to authorize and empower the Secretary of State to dispose of certain damaged and unsaleable books now in his possession.

S. B. 465, an act to amend Chapter 273 of the Public Laws of 1929, relating to the punishment of makers of worthless checks making the same applicable to Granville County.

S. B. 470, an act to amend Public Local Laws of 1915, Chapter 520, establishing the Forsyth County Court, and all acts relating thereto, and for other purposes.

S. B. 473, an act to re-enact Chapter 70 of the Public Local Laws of 1937, as amended, herein relating to collection of back taxes in New Hanover County.

S. B. 474, an act to amend H. B. number 764 of the present Session of the General Assembly relative to police pension of the city of Wilmington.

S. B. 475, an act to amend Section 1572 of the Consolidated Statutes as applicable to trials in Recorders Court in Cabarrus County.

S. B. 478, an act to amend Chapter 101 of the Public Laws of 1931, prescribing the penalty for failure to comply with said law as to payment of warehousemen for tobacco sold on warehouse floor.

S. B. 487, an act to direct the Department of Revenue to refund to Dorsey Rhyne of Lincoln County $35.00 overpayment of service station license taxes.

S. B. 489, an act to amend Chapter 398, Private Laws, 1905, extending the jurisdiction of the mayor's court of the town of Creedmoor and establishing the fees to be collected by said court.

S. B. 491, an act to validate tax sales in Brunswick County and the city of Southport.

S. B. 493, an act to amend Chapter 415 of the Public Laws of 1937, relative to the salary of the Commissioner of Labor.

S. B. 499, an act to repeal the charter of the town of Union in Hertford County.

S. B. 500, an act to repeal Section 4, Sub-section (a) of Chapter 469 of the Public Laws of 1935, and to declare Pitt County drainage district No. 2 solvent and to appoint drainage commissioners for said district.

H. B. 443, an act authorizing elections by school districts in Lee County for the purpose of supplementing State school funds.

H. B. 471, an act to provide compensation to the parents of Hazel Lee Stewart, deceased, who was killed by a school bus at Cooleemee in Davie County.

H. B. 491, an act to amend Section 7111 of the Consolidated Statutes, Volume 2, 1919, relative to fees for birth certificates.

H. B. 505, an act to ratify and validate the proceedings of the town of Bladenboro for the issuance of certain bonds of said town.

H. B. 529, an act to permit the sale and use of hog cholera virus in Hertford County under certain conditions (applicable also to Gates and Tyrrell Counties).

H. B. 546, an act to remunerate Jeff Carroll for damages to his filling station incurred on the 7th day of December, 1937, by a collision therewith by a state-owned school bus driven by a student of the Tar Heel High School in Bladen County.

H. B. 624, an act to fix the fees of witnesses in courts of justices of the peace in Lincoln County.

H. B. 693, an act enlarging and fixing the corporate limits of the town of Spindale.

H. B. 755, an act to amend Sections 4726 and 4727 of the Consolidated Statutes, relating to commercial feeding stuffs.

H. B. 766, an act authorizing the Insurance Commissioner to distribute the proceeds of a bond to claimants of the Funeral Benefit Association of the United States.

H. B. 787, an act to create and establish the Laurinburg administrative unit and to provide for the administration and control thereof.

H. B. 789, an act to amend Chapter 282 of the Private Laws of 1891, relative to the charter of the town of Dobson and relating to the power of the Board of Commissioners of the town of Dobson to levy and collect taxes.

H. B. 794, an act for the relief of Mrs. W. J. Rasberry.

H. B. 798, an act to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

H. B. 828, an act to amend the Local Government Act providing for bonds or other evidences of indebtedness of a local unit acquired by such unit to be cancelled.

H. B. 830, an act to provide an additional plan to establish special county courts.

H. B. 856, an act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor.

H. B. 858, an act to require the Board of County Commissioners and the Board of Education of Mitchell County to publish a monthly statement of all claims audited and paid by said boards and the annual budgets of said boards.

H. B. 868, an act to amend Section 1123 of the Consolidated Statutes of North Carolina and Chapter 83 of the Public Laws of North Carolina of 1923, relating to the formation of corporations for the conduct and management of playgrounds and other recreational facilities.

H. B. 905, an act to provide for the control of livestock diseases.

H. B. 920, an act to amend Chapter 326, Public Laws of 1935, as amended by Chapter 125, Public Laws of 1937, relating to the State Boiler and Inspection Law.

H. B. 922, an act to appoint justices of the peace for the several counties of North Carolina.

H. B. 925, an act to provide for retirement compensation for W. Dan Terry, Superintendent of Public Buildings and Grounds.

H. B. 926, an act to promote rifle marksmanship among the unorganized militia and to defray the expenses thereof.

H. B. 931, an act to provide for the creation of a State Volunteer Fire Department, to prescribe the powers and duties of such department, and to provide protection for members thereof.

H. B. 935, an act to amend Section 16, Chapter 134 of the Public Laws of 1933, and to repeal Chapter 165 of the Public Laws of 1937, and to repeal Consolidated Statutes, 3513, relating to the functions of the Utilities Commissioner with reference to rail and motor carrier rates, fares, charges, rules, regulations and practices.

H. B. 939, an act to amend Chapter 149, Public Laws 1931, known as Consolidated Statute 7064, relating to organization of county boards of health.

H. B. 949, an act to repeal certain provisions of Chapter 460 of the Public Local Laws of 1931, as amended by Chapter 67 of the Public Local Laws of 1935, relative to the Pitt County Peace Officers' Protective Association.

H. B. 951, an act to amend Chapter 472 of the Public Laws of 1935, relating to notice to quit in certain tenancies.

H. B. 975, an act to validate certain acts of conservators and liquidating agents as agents of the Commissioner of Banks in executing certain trustee's deeds where the trustee and certain deeds of trust were, at the time of the execution of the same, in the process of liquidation by the Commissioner of Banks.

H. B. 980, an act to create a peace officers relief fund for the city and county of Durham.

H. B. 984, an act relating to the election and duties of the members of the Board of Alcoholic Control of Carteret County.

H. B. 1068, an act to authorize the celebration of the centennial anniversary of the incorporation of the municipality of Henderson.

H. B. 1074, an act to empower the County Commissioners of Caldwell County to appoint paid deputies and fix the compensation thereof for Caldwell County.

H. B. 1075, an act to ratify and approve bonds of East Lenoir sanitary district, as authorized by Chapter 100, Public Laws of 1927, and heretofore voted by the qualified voters of the said district.

H. B. 1076, an act to authorize the Board of Education of Dare County to exchange a tract of land with U. G. Wise to correct an error in a previous deed.

H. B. 1077, an act to re-enact Chapter 169 and Chapter 407, Public Local Laws, 1937, relative to the preparation of the tax books in Hyde County and the Public Local Laws enacted by the General Assembly of 1939, relative to Hyde County.

H. B. 1078, an act to authorize the County Commissioners of Scotland County to remit to the delinquent taxpayers of that county all penalties and interest upon unpaid taxes levied and assessed prior to the year 1933, upon the condition that such delinquent taxpayers shall have paid all taxes levied and assessed since the year 1933, and shall pay one-fifth of such delinquent taxes each year for five consecutive years, together with interest thereon at the rate of six per cent per annum from the date that such board of commissioners enter into such an agreement with said delinquent taxpayers.

H. B. 1061, an act to correct errors in H. B. number 206, known as the Ashe Memorial Bill.

H. B. 1063, an act to permit the Board of County Commissioners of Transylvania County to regulate and levy a tax on persons, firms, or corporations carrying passengers for compensation in airplanes.

H. B. 1064, an act to amend Chapter 176 of the Public Local and Private Laws of North Carolina, Session 1937, providing for the office of tax collector for Wake County.

H. B. 1065, an act to amend Chapter 282 of the Public Local Laws of 1917 and Chapter 497 of the Public Local Laws of 1929, relating to the Recorders Court for the town of Apex and White Oak Township in Wake County.

H. B. 1066, an act to amend Chapter 550, Public Local Laws of 1937, relating to the Recorders Court of Wake Forest.

H. B. 1067, an act to amend Chapter 27, Sub-chapter 4, Articles 18, 21 and 23 of the Consolidated Statutes and amendments thereto, relating to municipal recorders courts to extend the criminal and civil jurisdiction of the Recorders Court of Wendell to include all of Mark's Creek Township, Saint Matthews Township, Saint Mary's Township, and Neuse River Township, in Wake County, and to provide for the election of the recorder of said court.

H. B. 1035, an act to amend the charter of the town of Hamilton Lakes, changing the boundaries thereof.

H. B. 1045, an act to validate the establishment, assessments, and bonds of Cumberland County drainage district No. 3 and to authorize said district to issue refunding bonds and extend the time of payment of assessments heretofore levied and levy additional assessments.

H. B. 1047, an act to regulate the operation of moving picture shows in Northampton County.

H. B. 1048, an act relating to the extension of the corporate limits of the city of Rocky Mount and amending Chapter 209 of the Private Laws of 1907, as amended.

H. B. 1049, an act to further amend Chapter 209 of the Private Laws of 1907, amending the charter of the city of Rocky Mount relating to the power of its board of aldermen.

H. B. 1050, an act to amend Chapter 132, Public Laws of 1937, relating to the discharge and revocation of persons placed on probation by the criminal courts of North Carolina.

H. B. 1055, an act to amend the charter of the town of Clyde.

H. B. 1057, an act to require land owners in Moore County to fill up or erect barriers around abandoned wells or excavations made in mining operation so as to protect people and livestock from falling therein.

H. B. 1029, an act to provide for primary election to nominate the officers for the town of Rockingham, Richmond County.

H. B. 1034, an act to amend Chapter 37 of the Private Laws of 1923, entitled "An act to incorporate the city of Greensboro, to define its corporate limits and to provide for its government, to repeal the charter of the present city of Greensboro, except as provided herein, to provide for the control and support of the present Greensboro school district, and for other purposes".

H. R. 1178, a joint resolution authorizing and directing the Secretary of State to have printed five thousand copies of H. B. 856, known as "The School Machinery Act ", as enacted into law and that the distribution thereof be under the direction of the State Superintendent of Public Instruction and the State School Commission.

H. R. 1180, a joint resolution designating the month of April as State Cancer Control Month in cooperation with the resolution of the Congress of the United States.

S. R. 290, a joint resolution expressing sympathy and respect for Honorable K. Clyde Council on account of the death of his brother, Jesse K. Council.

S. R. 458, a joint resolution authorizing the Governor to appoint a commission to study a fair labor standards act for North Carolina and to report to the next General Assembly.

S. R. 492, a joint resolution recommending to the Governor and the Council of State the employment of a permanent guide for points of historical interest in the State Capital in Raleigh.

S. R. 494, a joint resolution authorizing the Governor of the State of North Carolina to appoint a commission to cooperate in the sesqui-centennial celebration of the University of North Carolina.

H. R. 929, a joint resolution commending the American Legion Department of North Carolina for its endeavors in connection with the organization and conduct of "Tar Heel Boys' State".

H. R. 1004, a joint resolution to provide for the convening of the House of Representatives in Regular Sessions pursuant to the Constitution, and to

establish a method for the assignment of seats to the members of both branches of the General Assembly.

H. R. 1176, a joint resolution to be entitled a resolution empowering the Governor of North Carolina to appoint a special commission for the purpose of studying teachers retirement and retirement for State employees.

H. B. 1168, an act to amend Section 1, Sub-section 5, Chapter 706 of Public Laws of North Carolina, Session 1901.

H. B. 1169, an act to amend Section 65 (A) of the Consolidated Statutes, relating to the payment of money into the office of the clerk of the Superior Court, in excess of three hundred dollars ($300.00), due and owing intestates, making said section apply to Forsyth County.

H. B. 1170, an act to amend Chapter 537 of the Public Local Laws of 1937, relating to public guardian of Forsyth County.

H. B. 1171, an act to repeal Chapter 336 of Public Laws of 1937, relating to Forsyth County only.

H. B. 1173, an act to establish a juvenile court for Forsyth County, North Carolina, and amend Chapter 97, Section 2, of the Public Laws of North Carolina, Session 1919, and also amend Chapter 85 of the Public Laws of North Carolina, Extra Session of 1920.

H. B. 1175, an act to amend H. B. number 320, entitled "An act authorizing cities and towns having a population of more than five thousand to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation, and providing for the remedies and procedure in connection with action taken under such ordinances".

H. B. 1144, an act to amend Section 4 of Chapter 499, Public Local Laws, 1933, relating to McDowell County.

H. B. 1145, an act to amend Section 4 of Chapter 558 of the Public Local Laws of 1937, relating to McDowell County.

H. B. 1146, an act to amend Section 4 of Chapter 558 of the Public Local Laws of 1937, relating to McDowell County.

H. B. 1151, an act to fix the salaries of officers and employees of Durham County.

H. B. 1153, an act to authorize the mayor and commissioners of the town of Jacksonville to convey the cemetery lot to trustees and to authorize the trustees to manage, control, sell and convey lots therein.

H. B. 1157, an act creating an agricultural and breeders' association for the county of Onslow on approval of the Board of Commissioners of said county.

H. B. 1159, an act to permit the County Commissioners of Onslow County to establish a county Recorders Court in said county.

H. B. 1161, an act to incorporate the Anson County Recreation Commission.

H. B. 1166, an act to extend the jurisdiction of the municipal court of the city of Winston-Salem to include all of Forsyth County, to provide for the removal of criminal actions from justices of the peace to said court, and for other purposes.

H. B. 1132, an act to place the names of Mrs. Ida Ipock and Mrs. Macie Stocks, widows of Confederate soldiers, on the pension list.

H. B. 1133, an act to authorize the Board of County Commissioners of Currituck County to accept a deed from the County Board of Education to certain lands in Currituck County and to use and maintain the same as a public cemetery for burial of persons of the white race.

H. B. 1135, an act to provide for the survey of certain State waters in Currituck Sound.

H. B. 1138, an act to authorize the Board of Commissioners of Harnett County to fix the salaries of certain officers.

H. B. 1139, an act to provide for necessary repairs, rebuilding and construction of public buildings in Craven County, including school buildings, and for cooperation in the matter of use of county and district funds for school purposes.

H. B. 1140, an act to amend Chapter 338 of the Public Laws of 1935, so as to require the licensing of plumbing and heating contractors in Durham County (applicable also to Wake County).

H. B. 1143, an act to amend Chapter 155, Public Local Laws, 1929, and Chapter 266, Public Local Laws, 1931, relating to McDowell County.

H. B. 1120, an act repealing Chapter 163 of the Public Laws of North Carolina of 1937, relating to terms of Superior Court for Wake County and amending that portion of Section 1443 of the Consolidated Statutes of North Carolina, relating to the terms of said court.

H. B. 1121, an act placing the employees of New Hanover County under civil service, and creating a civil service commission for said county.

H. B. 1122, an act to authorize the Board of County Commissioners of Moore County to fix the fees and compensation of the coroner of Moore County.

H. B. 1123, an act to authorize the Board of County Commissioners of Moore County to appropriate funds for the purpose of erecting memorials or monuments to the heroic dead of said county.

H. B. 1126, an act to empower the commissioners of the town of Louisburg to convey abandoned portion of street.

H. B. 1128, an act to re-enact Chapter 563 of the Public Laws of 1933 Session of the General Assembly, as amended by Chapter 388 of the Public Laws of 1937, regarding "Agricultural and Breeding Association" for New Hanover County.

H. B. 1129, an act to limit the fees of the coroner of Guilford County.

H. B. 1098, an act to amend Chapter 75, Section 1, Public Laws of 1923, the same being "An act to prevent the marriage of females under sixteen years of age except by consent of parents or persons standing in relation of a parent and upon special license".

H. B. 1100, an act to authorize the Board of County Commissioners of Catawba County to more adequately provide for the proper protection of health.

H. B. 1102, an act to amend Chapter 225 of the Public Local Laws of North Carolina, Session 1933, relative to salary of officers in New Hanover County.

H. B. 1105, an act to validate the acts and ordinances of the board of aldermen of the town of Winterville, North Carolina, and the aldermen members thereof.

H. B. 1106, an act to incorporate Bethel High School District in Watauga County, North Carolina.

H. B. 1112, an act to amend Chapter 95, Sub-chapter 3, Article 5, Consolidated Statutes of 1919, it being Section 5336 (A) of said Consolidated Statutes, so as to make the provisions of Chapter 205, Public Laws of 1925 apply to Nash County.

H. B. 1118, an act to amend Section 1443 of the Consolidated Statutes, relating to the courts of Cabarrus County.

H. B. 1080, an act to aid in the collection of delinquent taxes and paving assessments in the city of Hendersonville.

H. B. 1082, an act relating to courts of Justices of the Peace in Henderson County.

H. B. 1083, an act to prohibit the operation of motor boats without mufflers on Lake Summit in Henderson County during Sunday church hours.

H. B. 1084, an act to aid in the collection of delinquent taxes and paving assessments in the town of East Flat Rock.

H. B. 1086, an act authenticating a certain map as the official map and plan of the town of Morehead City, Carteret County, North Carolina.

H. B. 1088, an act to provide compensation for the members of the county board of welfare of Mecklenburg County.

H. B. 1089, an act to allow the commissioners of Washington County to allocate a part of the net profits from alcoholic beverage control stores to the towns in Washington County.

H. B. 1090, an act to validate sales of land for taxes in the county of Chatham or any municipality or other taxing district therein for the years 1936 and 1937.

H. B. 1094, an act to amend Chapter 215 of the Private Laws of the State of North Carolina, relative to the corporate limits of the town of Bryson City.

S. B. 223, an act to amend Section 2135 (A) of the Consolidated Statutes, relating to game.

S. B. 232, an act to prohibit the adulteration and misbranding of foods, drugs, cosmetics and devices, to prohibit false advertisement of the same, and to render the provisions of the State law and the enforcement and administration of the same uniform with federal legislation, enforcement and administration on the subject, and for other purposes.

S. B. 252, an act to amend Section 3366 (h) of Volume 3 of the Consolidated Statutes, as amended by Chapter 166, Public Laws, 1931, relating to certain defective probates.

S. B. 260, an act to amend Chapter number 10, Public Local Laws of 1933, authorizing the Board of Commissioners of Robeson County to fix, raise, lower or adjust salaries of county officials and subordinates in accordance with changing economic conditions and for efficiency.

S. B. 270, an act directing the State Auditor to issue and the State Treasurer to pay a pension warrant of one hundred and fifty dollars ($150.00) to Mrs. W. C. Savage, daughter of Mrs. J. A. Caviness, deceased, a Confederate pensioner of Chatham County.

S. B. 276, an act to regulate certain practices and to impose a tax upon manufacturers of candy and similar products who consign same with individuals or persons other than licensed wholesale or retail merchants in North Carolina.

S. B. 298, an act to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

S. B. 309, an act to prevent the installation or sale of used plumbing fixtures until after inspection and approval by the State Board of Health.

S. B. 342, an act to establish a sanatorium in Eastern North Carolina for the treatment of tuberculosis.

S. B. 359, an act to appropriate funds for research work at the agricultural experiment station.

S. B. 366, an act to provide for the keeping of creamery and milk products plant records and making reports thereof to the State Department of Agriculture.

S. B. 378, an act for the relief of T. W. Ferguson, Justice of the Peace in and for Beaver Creek Township, Wilkes County.

S. B. 382, an act to provide a memorial to Colonel Benjamin Cleveland, an eminent and heroic North Carolinian.

S. B. 387, an act exempting from the provisions of the Public Laws relating to inspection of meats federally inspected meat packing plants and slaughter houses and the persons, firms or corporations engaged in the business of operating such meat packing plants and slaughter houses.

S. B. 391, an act to amend the charter of the town of Tarboro.

S. B. 393, an act to amend Section 2286 of Consolidated Statutes of North Carolina, relating to appointment of guardians.

S. B. 4, an act to authorize and direct the Governor to appoint a commission to study and to determine the advisability and feasibility of establishing a nautical school in the State of North Carolina.

S. B. 49, an act to extend the term of office of the Register of Deeds for Moore County and to provide the manner in which any vacancy might be filled in said office.

S. B. 73, an act to amend Chapter 409 of the Public Laws of North Carolina of 1937, known as the Maximum Hour Law and Section 6554 of the Consolidated Statutes of North Carolina, as amended, relative to hours of labor for employees of retail and wholesale florists.

S. B. 120, an act to further the prevention of syphilis in unborn children in North Carolina by requiring blood test examination of prospective mothers.

S. B. 121, an act to require physical examination before issuance of license to marry.

S. B. 127, an act to create a State Department of Justice and to prescribe the duties of the same.

S. B. 128, an act to transfer the office of Legislative Reference Librarian to the office of Secretary of State.

S. B. 161, an act to authorize and instruct the Department of Conservation and Development to aid owners of forest land in North Carolina through inspection, instruction and demonstration so that the State's timber supply may be perpetuated.

S. B. 208, an act to provide for the equitable and expeditious settlement of controversies arising between the State Highway and Public Works Commission and the awardee on projects coming under jurisdiction of such commission.

H. B. 988, an act to amend Section 64 of Chapter 407 of the Public Laws of 1937, so as to provide for a credit on new license where old motor vehicle has been junked.

H. B. 993, an act creating the Morehead City Racing Commission for the town of Morehead City in the State of North Carolina and providing for an election thereon.

H. B. 994, an act to fix the fees of the sheriff of Mitchell County.

H. B. 998, an act to establish a quasi-public corporation to be known as the Dare County Community Center.

H. B. 1008, an act to amend Chapter 78, Private Laws, Extra Session of 1920, relative to enlarging the corporate limits of the town of Canton.

H. B. 1013, an act to permit the citizens of Pleasant Grove Township, Johnston County, to hold a local tax election for the purpose of erecting a school building.

H. B. 1014, an act to amend the Revenue Act for incidental correction.

H. B. 1016, an act to amend Chapter 278 of the Public Laws of 1937, regarding the organization of drainage districts in Hertford County.

H. B. 1023, an act to amend Section 2, Chapter 560, Public Laws of 1933, relating to sale of real estate for taxes.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Taylor, for the Committee on Finance:

H. B. 203, a bill to prohibit the operation of moving picture shows, pool tables, and the sale of wine and/or beer in Yadkin County on Sunday, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Rodman, for the Committee on Calendar:

H. B. 977, a bill to permit the establishment of the Recorders Court in Randolph County, with an unfavorable report.

H. B. 872, a bill to amend Section 4, Chapter 575 of Public Local Laws of North Carolina, Session 1937, and to provide for a guarantee that at all times a member of the Board of Commissioners of Wilson County and a member of the Board of Commissioners of the town of Wilson, North Carolina, shall be on the board of trustees of the free public library established under the above mentioned act, with an unfavorable report.

Upon motion of Senator Eagles, the bill is placed upon the favorable Calendar.

H. B. 761, a bill to extend the terms of office of county commissioners in this State to four years, with a favorable report.

H. B. 1167, a bill to amend Chapter 174 of the Public Laws of 1921, being "An act to regulate dedication of streets, highways, etc., and to limit the time within which such dedication shall be accepted by the public, etc.", with a favorable report, as amended.

H. B. 1107, a bill providing for the election of the judge and prosecuting attorney for the criminal county court of Anson County, the fixing of their salaries, a revision of the bill of costs of said court, and other matters in connection therewith, with an unfavorable report.

H. B. 1160, a bill to exempt Anson County from Chapter 379 of the Public Laws of 1935, it being Consolidated Statutes, Sections 3904 (c) to 3904

(i), inclusive, regulating fees of the clerk of the Superior Court, with an unfavorable report.

H. B. 1116, a bill to provide for additional county commissioners for Anson County, and for the manner of election of county commissioners hereafter, with a favorable report, as amended.

H. B. 498, a bill to fix the compensation of the solicitors or prosecuting attorneys and the recorders of the several Recorders Courts of Robeson County, with an unfavorable report.

H. B. 874, a bill to provide for the nomination and election of members of the Board of Education of Robeson County, with an unfavorable report.

H. B. 965, a bill to provide for the nomination and election of county commissioners of Robeson County, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gold: S. B. 501, a bill to amend Chapter 323 of the Public Laws of 1937, so as to extend the time within which the University of North Carolina may accept grants.

Upon motion of Senator Gold, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Palmer: S. B. 502, a bill relating to the Board of Education of Cabarrus County.

Upon motion of Senator Palmer, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Long: S. B. 503, a bill authorizing and directing the Secretary of State to have printed certain bills passed by this General Assembly relating to the public health and placing the distribution thereof under the direction of the State Board of Health.

Upon motion of Senator Long, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Morphew: S. B. 504, a bill to amend H. B. 922, relative to the appointment of Justices of the Peace for several counties of the State of North Carolina.

Upon motion of Senator Morphew, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Larkins, by request: S. B. 505, a bill to amend H. B. number 1024, ratified April 1, 1939, relating to the appointment of members of the boards of education in the several counties of this State and to increase the membership of the Board of Education of Mitchell County from three to five members and to name the members of the board for that county.

Upon motion of Senator Larkins, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Graham: S. R. 506, a resolution expressing appreciation and thanks for a breakfast given to the members of the State Senate by Senator T. W. M. Long of Halifax.

Upon motion of Senator Graham, the rules are suspended and the resolution is taken up for immediate consideration.

The resolution is adopted.

By Senator Bowers, by request: S. B. 507, a bill to extend the terms of the register of deeds, treasurer, tax collector and county commissioners for Mitchell County to the first Monday in December, 1942.

Upon motion of Senator Bowers, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Rodman: S. R. 508, a resolution of appreciation for the fine services rendered this Senate and the State of North Carolina by our President, Lieutenant Governor Wilkins P. Horton.

Upon motion of Senator Rodman, the rules are suspended and the resolution is taken up for immediate consideration.

The resolution is adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 216, a bill to amend Chapter 414 of the Public Laws of 1937, relative to the tax on scrap or untied tobacco, for concurrence in the House amendment.

Upon motion of Senator Council, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 392, a bill to provide for the regulation of automobile bodily injury, property damages and collision insurance rates, for concurrence in the House amendment.

Upon motion of Senator Bain, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 784, a bill to reimburse E. O. Chandler for losses sustained resulting from a collision with a school bus in Rockingham County.

Upon motion of Senator Price, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1174, a bill relating to the municipal court of the county of Lenoir.

Upon motion of Senator Sutton, the bill is placed upon today's Calendar.

H. B. 1182, a bill to repeal H. B. 1093, entitled a bill to be entitled "An act to appoint a tax collector and county accountant for Yancey County and define their duties", which was ratified on the 28th day of March, 1939.

Upon motion of Senator Rodman, the bill is placed upon today's Calendar.

H. B. 1183, a bill to repeal all laws in conflict with Committee substitute for H. B. 107.

Upon motion of Senator Folger, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1185, a bill to amend Committee substitute for H. B. 14, the budget appropriation bill for the biennium 1939-1941, with respect to time of payment of Confederate pensions.

Upon motion of Senator Rodman, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1186, a bill to abolish the County Recorders Court of Richmond County.

Upon motion of Senator Bruton, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Monday, April 3, 1939

Mr. President:

Pursuant to your message of non-concurrence in House amendment to S. B. 209, entitled "to provide funds for the construction and equipment of

a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development", and the appointment of Conference Committee by your Honorable Body, the Speaker has appointed as Conferees on the part of the House to act with the Senate Committee to the end that the differences between the two Bodies may be adjusted, Messrs. Patton, Caffey and Allen.

Respectfully,
W. A. BAKER,
Principal Clerk.

HOUSE OF REPRESENTATIVES,
Monday, April 3, 1939

Mr. President:

Pursuant to your message of non-concurrence in House amendments to S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act, and a request for a conference, the Speaker has appointed as Conferees on the part of the House of Representatives to act with the Senate Conferees to the end that the differences arising between the two bodies may be adjusted, Messrs. Carruthers, Turlington and Taylor of Wayne.

Respectfully,
W. A. BAKER,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 933, a bill to amend Chapter 47 of the Private Laws of the General Assembly of 1879, known as "An act to incorporate the trustees of Ball's Creek Methodist Church and camp ground, in the county of Catawba, North Carolina," upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Curtis, Eagles, Fearing, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Umstead, Ward, Warren, Watkins,—40.

The bill is ordered enrolled.

H. B. 1044, a bill to define the boundaries of Beaufort harbor, to provide for the appointment of a harbor master and pilots, and to regulate pilotage fees, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Curtis, Eagles, Fearing, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Umstead, Ward, Warren, Watkins,—40.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1147, a bill to validate certain bonds for the city of Wilmington, North Carolina, upon second reading.

Senator Bellamy offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Bowers, Boyette, Bruton, Clark, Cogburn, Council, Curtis, Eagles, Fearing, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Umstead, Ward, Warren, Watkins,—40.

H. B. 173, a bill to prohibit the sale of beer or other alcoholic beverages within Watauga County, upon third reading.

Senator Lumpkin offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 41, a bill to amend Chapter 324 of the Public Laws of 1935, relative to the State Highway patrol, for concurrence in the House amendment.

Upon motion of Senator Corey, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 437, a bill to amend Chapter 107 of the Private Laws of 1931, and all acts amendatory thereof relating to the charter of the city of High Point, for concurrence in the House amendment.

Upon motion of Senator Gold, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 446, a bill relating to the operation of hotels and inns.

Senator Joyner offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and upon motion of Senator Joyner, the bill is ordered sent to the House of Representatives without engrossment.

H. B. 1134, a bill regulating the shooting of migratory fowl in Currituck County.

Upon motion of Senator Bellamy, the bill is laid upon the Table.

H. B. 872, a bill to amend Section 4, Chapter 575 of Public Local Laws of North Carolina, Session 1937, and to provide for a guarantee that at all times a member of the Board of Commissioners of Wilson County and a member of the Board of Commissioners of the town of Wilson, North Carolina, shall be on the board of trustees of the free public library established under the above mentioned act.

Senator Eagles offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1116, a bill to provide for additional county commissioners for Anson County, and for the manner of election of county commissioners hereafter.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 996, a bill to prohibit the sale of beer and wine within five hundred feet of any church or school in Duplin County.

Senator Ward offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 432, a bill to fix the salary of the Utilities Commissioner.

Senator Smith offers a substitute which is adopted.

Passes its second reading.

Senator Hatcher objects to the third reading of the bill.

Senator Smith moves that the rules be suspended and the third reading of the bill be taken up for immediate consideration.

Upon the motion of Senator Smith, Senator Hatcher calls for the ayes and noes.

The call is sustained.

The motion, requiring a two-thirds vote, fails to prevail, ayes 21, noes 19, as follows:

Those voting in the affirmative are: Senators Ballentine, Barber, Bellamy, Boyette, Bruton, Clark, Fearing, Gibbs, Gold, Gray, Gregory, Halstead,

Jewell, Joyner, Larkins, McIntyre, Morphew, Prince, Smith, Sutton, Taylor,—21.

Those voting in the negative are: Senators Austin, Bain, Cogburn, Council, Curtis, Eagles, Folger, Gardner, Hatcher, Long, Palmer, Price, Rodman, Separk, Umstead, Ward, Warren, Watkins, Wellons,—19.

H. B. 657, a bill to amend Section 4111, Consolidated Statutes of 1919, relating to an allowance to infant orphans from the estate of a deceased parent.

Passes its second and third readings and is ordered enrolled.

H. B. 203, a bill to prohibit the operation of moving picture shows, pool tables, and the sale of wine and/or beer in Yadkin County on Sunday.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

H. R. 1181, a joint resolution by the General Assembly of North Carolina providing for adjournment on April 4, 1939, upon third reading.

Senator Rodman offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 761, a bill to extend the terms of office of county commissioners in this State to four years.

Senator Bowers offers an amendment which is adopted.

Senator Cowles offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

Upon motion of Senator Sutton, the vote by which the bill passed its third reading is reconsidered.

Upon motion of Senator Sutton, the vote by which the amendments offered by Senators Bowers and Cowles were adopted is reconsidered.

Senator Bowers withdraws the amendment offered by himself.

The amendment offered by Senator Cowles fails of adoption.

The bill passes its third reading and is ordered enrolled.

H. B. 1167, a bill to amend Chapter 174 of the Public Laws of 1921, being "An act to regulate dedication of streets, highways, etc., and to limit the time within which such dedication shall be accepted by the public, etc."

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1174, a bill relating to the municipal county court of the county of Lenoir.

Passes its second and third readings and is ordered enrolled.

H. B. 1182, a bill to repeal H. B. number 1093, entitled a bill to be entitled "An act to appoint a tax collector and county accountant for Yancey County and define their duties", which was ratified on the 28th day of March, 1939.

Passes its second and third readings and is ordered enrolled.

CONFERENCE REPORTS

Senator Hatcher for the Conferees appointed to consider the differences arising between the Senate and House of Representatives on S. B. 209, a bill to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees on the part of the Senate and House of Representatives on S. B. 209 agree and recommend as follows:

We recommend that the Senate concur in the House amendment.

Respectfully submitted,
H. J. HATCHER,
R. B. MORPHEW,
Conferees on the part of the Senate.
GEORGE B. PATTON,
JOHN CAFFEY,
ARCH T. ALLEN,
Conferees on the part of the House.

Upon motion of Senator Hatcher, the report of the Conferees is adopted and a message is ordered sent to the House of Representatives, informing that Body of such action.

Senator Gray for the Conferees appointed to consider the differences arising between the Senate and House of Representatives on S. B. 271, a bill to permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees on the part of the Senate and House of Representatives on S. B. 271 agree and recommend as follows:

We recommend that the Senate concur in all the House amendments.

Respectfully submitted,

GORDON GRAY,
ARTHUR B. COREY,
Conferees on the part of the Senate.
JOE T. CARRUTHERS, JR.,
ZEB V. TURLINGTON,
W. F. TAYLOR,
Conferees on the part of the House.

Upon motion of Senator Gray, the report of the Conferees is adopted and a message is ordered sent to the House of Representatives, informing that Body of such action.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Monday, April 3, 1939

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House has adopted Conference Report on S. B. number 209, entitled "An act to provide funds for the construction and equipment of a small-mouth bass fish hatchery and two sub-rearing stations, and provide for their operation and maintenance under the Department of Conservation and Development." This information is sent to the end if the Senate adopts a similar report you may order the bill enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk.

The Conference Report having been adopted by the Senate, the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Monday, April 3, 1939

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House has adopted Conference Report on S. B. number 271, entitled "To permit counties, cities and towns to provide old age security for old and incapacitated local government employees, to provide for the creation of a retirement fund through joint contributions of employers and employees, and to provide machinery for the proper administration of this Act." This information is sent to the end if the Senate adopts a similar report the bill may be ordered enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk.

The Conference Report having been adopted by the Senate, the bill is ordered enrolled.

Upon motion of Senator Smith, the Senate recesses to meet tonight at 8:30 o'clock.

EVENING SESSION

SENATE CHAMBER,
Monday, April 3, 1939

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor W. P. Horton.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morphew: S. B. 509, a bill to amend H. B. number 922, relative to the appointment of justices of the peace for the several counties of the State of North Carolina.

Upon motion of Senator Morphew, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Monday, April 3, 1939

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House has failed to concur in Senate amendment to H. B. number 173, entitled "To prohibit the sale of beer or other alcoholic beverages within Watauga County", and asks for a Conference Committee. Mr. Speaker Ward has appointed as Conferees on the part of the House to act with a like Committee designated by the Senate to the end that the differences arising between the two Bodies may be adjusted, Messrs. Greer, Uzzell and Johnston of Ashe.

Respectfully,
W. A. BAKER,
Principal Clerk.

The President appoints as Conferees on the part of the Senate, Senators Austin and Joyner, and a message is ordered sent to the House of Representatives, informing that Body of such action.

CONFERENCE REPORT

Senator Austin for the Conferees appointed to consider the differences arising between the Senate and House of Representatives on H. B. 173, a bill to prohibit the sale of beer or other alcoholic beverages within Watauga County, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees on the part of the Senate and House of Representatives on H. B. 173 agree and recommend as follows:

We recommend that the House concur in all the Senate amendments except the amendment offered by Senator Gregory referring to Rowan County, and that the Senate recede from the amendment offered by Senator Gregory which included Rowan County within the provisions of this Act.

Respectfully submitted,
JACK JOYNER,
W. B. AUSTIN,
Conferees on the part of the Senate
GEORGE R. UZZELL,
R. L. GREER,
IRA T. JOHNSTON,
Conferees on the part of the House

Upon motion of Senator Austin, the report of the Conferees is adopted and a message is ordered sent to the House of Representatives, informing that Body of such action.

The following message is received from the House of Representatives:

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

HOUSE OF REPRESENTATIVES,
Monday, April 3, 1939

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B. 173, entitled "To prohibit the sale of beer or other alcoholic beverages within Watauga County", and being in receipt of your message that a similar report has been adopted by your Honorable Body, the bill has been ordered enrolled.

Respectfully,
W. A. BAKER,
Principal Clerk

Upon motion of Senator Rodman, the Senate adjourns to meet tomorrow morning at 12:15 o'clock.

SEVENTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, April 4, 1939

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor W. P. Horton.

Prayer is offered by Rev. C. P. Jerome of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and the same stands approved as written.

Upon motion of Senator Thomas, H. B. 1137, a bill to authorize municipalities in Harnett County to dispose of real estate, is taken from the unfavorable Calendar and placed upon the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1187, a bill to amend H. B. 946, same being "An act designating fees to be collected by the clerk of the Superior Court of Forsyth County, North Carolina", said act having been ratified by the 1939 Session of the General Assembly of North Carolina on the thirteenth day of March, 1939.

Upon motion of Senator Gray, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and the bill is ordered enrolled.

S. B. 484, a bill to extend the term of office of members of the Board of County Commissioners of Rowan County and to provide for their election, for concurrence in the House amendment.

Upon motion of Senator Gregory, the Senate fails to concur in the House amendment and a conference is requested.

The President appoints as Conferees on the part of the Senate, Senators Gregory and Smith, and a message is ordered sent to the House of Representatives informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1147, a bill to validate certain bonds for the city of Wilmington, North Carolina, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Austin, Bain, Ballentine, Barber, Bellamy, Blythe, Bowers, Boyette, Bruton, Clark, Cogburn, Corey, Council, Cowles, Curtis, Eagles, Fearing, Folger, Gardner, Gibbs, Gold, Graham, Gray, Gregory, Halstead, Hatcher, Hughes, Jewell, Joyner, Larkins, Long, Lumpkin, McIntyre, Morphew, Palmer, Price, Prince, Rodman, Separk, Smith, Spruill, Sutton, Taylor, Thomas, Umstead, Ward, Warren, Watkins, Wellons,—49.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 432, a bill to fix the salary of the Utilities Commissioner, upon third reading.

Passes its third reading and is ordered sent to the House of Representatives.

H. B. 1137, a bill to authorize municipalities in Harnett County to dispose of real estate, under the same law applicable to counties.

Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Tuesday, April 4, 1939

Mr. President:

Pursuant to message from the Senate of non-concurrence in Senate amendment to S. B. number 484, entitled "An act to extend the term of office of members of the Board of County Commissioners of Rowan County and to provide for their election", and the appointment of Conferees, the House appoints as Conferees on the part of the House to act with your Committee, Messrs. Uzzell, Underwood and Wilson of Forsyth.

Respectfully,
W. A. BAKER,
Principal Clerk

HOUSE OF REPRESENTATIVES,
Tuesday, April 4, 1939

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House fails to concur in Senate amendment to H. B. 1147, entitled "To validate certain bonds for the city of Wilmington, North Carolina", and asks for a Conference Committee. The House has appointed as Conferees on the part of the House to act with a like Committee to be designated by the Senate to the end that the differences arising may be adjusted, Messrs. Moore of Wilson, Wallace of Lenoir and LeGrand.

Respectfully,
W. A. BAKER,
Principal Clerk

The President appoints as Conferees on the part of the Senate, Senators Boyette and Bellamy, and a message is ordered sent to the House of Representatives informing that Body of such action.

CONFERENCE REPORT

Senator Bellamy for the Conferees appointed to consider the differences arising between the Senate and House of Representatives on H. B. 1147, a bill to validate certain bonds for the city of Wilmington, North Carolina, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We recommend that the Senate amendment do not be adopted and that the Senate recede from its amendment and further recommend that the bill be passed as amended and passed in the House.

Respectfully submitted,
EMMETT H. BELLAMY,
M. G. BOYETTE,
Conferees on the part of the Senate
F. E. WALLACE,
J. Q. LEGRAND,
LARRY I. MOORE, JR.,
Conferees on the part of the House

Upon motion of Senator Bellamy, the report of the Conferees is adopted and a message is ordered sent to the House of Representatives, informing that Body of such action.

ENROLLED BILLS

Senator Price, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 41, an act to amend Chapter 324 of the Public Laws of 1935, relative to the State Highway Patrol.

S. B. 209, an act to provide funds for the construction and equipment of a small mouth bass fish hatchery and two sub-rearing stations and provide for their operation and maintenance under the Department of Conservation and Development.

S. B. 216, an act to amend Chapter 414 of the Public Laws of 1937, relative to the tax on scrap or untied tobacco.

S. B. 244, an act to permit Wilson County school districts to vote a local supplement.

S. B. 246, an act to reimburse David H. Jones for loss of a horse killed by a State of North Carolina Highway and Public Works Commission truck in Robeson County.

S. B. 271, an act to permit counties, cities and towns to provide old age

security for old and incapacitated local government employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this act.

S. B. 402, an act providing for the retirement of county employees in Pitt County.

S. B. 414, an act to provide relief for Mrs. E. E. Bell, a citizen of the city of Pollocksville, county of Jones, State of North Carolina.

S. B. 437, an act to amend Chapter 107 of the Private Laws of 1931 and all acts amendatory thereof relating to the charter of the city of High Point.

S. B. 482, an act to provide a special annual tax levy for Gaston County for the maintenance and support of public libraries.

S. B. 486, an act to validate certain tax sales made on the wrong date in Moore County.

S. B. 496, an act to provide for the compensation for the injury of Ara Rebecca Davis, a school child of Chatham County, received while being transported to school on a school bus.

S. B. 501, an act to amend Chapter 323 of the Public Laws of 1937, so as to extend the time within which the University of North Carolina may accept grants.

S. B. 502, an act relating to the board of education of Cabarrus County.

S. B. 504, an act to amend H. B. 922, relative to the appointment of justices of the peace for several counties of the State of North Carolina.

S. B. 392, an act to provide for the regulation of automobile bodily injury, property damage and collision insurance rates.

H. B. 203, an act to prohibit the operation of moving picture shows, pool tables, and the sale of wine and/or beer in Yadkin County on Sunday.

H. B. 474, an act to amend Chapter 288 of the Public Laws of 1937, known as "The Old Age Assistance Act and The Aid to Dependent Children Act", and Section Consolidated Statutes 5014, Public Laws, relating to public welfare.

H. B. 657, an act to amend Section 4111, Consolidated Statutes of 1919, relating to an allowance to infant orphans from the estate of a deceased parent.

H. B. 726, an act to amend Section 2591 of the Consolidated Statutes, relating to the reopening of judicial and other sales on advanced bids.

H. B. 761, an act to extend the terms of office of county commissioners in this State to four years.

H. B. 784, an act to reimburse E. O. Chandler for losses sustained resulting from a collision with a school bus in Rockingham County.

H. B. 933, an act to amend Chapter 47 of the Private Laws of the General Assembly of 1879, known as "An act to incorporate the trustees of Ball's Creek Methodist Church and camp ground, in the county of Catawba, North Carolina."

H. B. 1026, an act to amend Chapter 312 of the Public Laws of 1931, relating to the establishment of the Department of Labor.

H. B. 1033, an act to authorize the trustees of the University to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State.

H. B. 1046, an act to re-establish the Falcon School District in Cumberland County.

H. B. 1085, an act to amend Chapter 115 of the Public Laws of 1915, as amended, relating to the incorporation, maintenance and supervision of credit unions and cooperative associations.

H. B. 1111, an act to validate and confirm State grants numbers 13803, 13944, 13945, 13967 and 13968 issued to Chisholm T. Rogers in 1899.

H. B. 1155, an act relating to game laws in Onslow County.

H. B. 1174, an act relating to the municipal county court of the county of Lenoir.

H. B. 1182, an act to repeal H. B. number 1093, entitled a bill to be entitled "An act to appoint a tax collector and county accountant for Yancey County and define their duties", which was ratified on the 28th day of March, 1939.

H. B. 1163, an act to create a civil service commission for the police department for the city of Fayetteville, and to provide the necessary machinery and rules for the organization and operation of said civil service commission and department.

H. B. 1183, an act to repeal all laws in conflict with Committee substitute for H. B. 107.

H. B. 1185, an act to amend Committee substitute for H. B. number 14, the budget appropriation bill for the biennium 1939-1941, with respect to time of payment of Confederate pensions.

H. B. 1186, an act to abolish the county recorders court of Richmond County.

S. R. 503, a joint resolution authorizing and directing the Secretary of State to have printed certain bills passed by this General Assembly relating to the public health and placing the distribution thereof under the direction of the State Board of Health.

H. R. 1181, a joint resolution by the General Assembly of North Carolina, providing for adjournment on April 4, 1939.

S. B. 432, an act to fix the salary of the Utilities Commissioner.

H. B. 173, an act to prohibit the sale of beer or other alcoholic beverages within Watauga County.

H. B. 996, an act to prohibit the sale of beer and wine within three hundred feet of any church or school in Duplin County.

H. B. 1116, an act to provide for additional county commissioners for Anson County, and for the manner of election of county commissioners hereafter.

H. B. 1137, an act to authorize municipalities in Harnett County to dispose of real estate under the same law applicable to counties.

H. B. 1167, an act to amend Chapter 174 of the Public Laws of 1921, being "An act to regulate dedication of streets, highways, etc., and to limit the time within which such dedication shall be accepted by the public, etc."

H. B. 872, an act to amend Section 4, Chapter 575 of Public Local Laws of North Carolina, Session 1937, and to provide for a guarantee that at all times a member of the Board of Commissioners of Wilson County and a member of the Board of Commissioners of the town of Wilson, North Carolina, shall be on the board of trustees of the free public library established under the above mentioned act.

H. B. 1187, an act to amend H. B. number 946, same being "An act designating fees to be collected by the clerk of the Superior Court of Forsyth County, North Carolina", said act having been ratified by the 1939 Session of the General Assembly of North Carolina on the 13th day of March, 1939.

H. B. 1147, an act to validate certain bonds for the city of Wilmington, North Carolina.

H. B. 1044, an act to define the boundaries of Beaufort Harbor, to provide for the appointment of a harbor master and pilots, and to regulate pilotage fees.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Tuesday, April 4, 1939

Mr. President:

You are respectfully advised that the business of the House has been concluded, and that Body will be ready to open the doors of the House immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment declared sine die.

Respectfully,
W. A. BAKER,
Principal Clerk

Pursuant to the information submitted above, the Senate, having com-

pleted the business before it, a message is ordered sent to the House of Representatives informing that Honorable Body that the Senate stands ready for final adjournment.

The doors of the House of Representatives and Senate are thrown open, the Speaker of the House of Representatives is perceived standing ready to let fall the gavel. The hour for adjournment fixed by joint resolution passed by the two Houses having arrived, the President of the Senate declares the Senate of the General Assembly of the Session of 1939 adjourned, sine die.

W. P. HORTON,
Lieutenant Governor and
President of the Senate.

S. RAY BYERLY,
Principal Clerk of the Senate.

APPENDIX

A Resolution Expressing the Appreciation of the Senate to Senator Gordon Gray

WHEREAS, the members of the Senate have received the Winston-Salem Journal during this Session of the Legislature through the courtesy of Gordon Gray, Editor of the Winston-Salem Journal and the Senator from Forsyth County; and

WHEREAS, the members of the Senate desire to express their appreciation to their colleague, Senator Gordon Gray; *Now, Therefore,*
Be It Resolved By The Senate:

Section 1. That the Senate does hereby extend to Senator Gordon Gray its sincere appreciation for the courtesy and thoughtfulness that he has shown to the members of the Senate.

A Resolution Petitioning the North Carolina Delegation in Congress of the United States for an Investigation of the Administration of the Federal Housing Act and Its Operations in North Carolina

WHEREAS, it appears that North Carolina is not receiving its share of loans in connection with the Federal Housing Act for financing for small homes, the state ranking among the lowest of all states in the Union in the number of loans closed, and among the highest of all the states in connection with costs of processing such loans; and whereas, it is apparent that many would-be small home owners are being unduly delayed in having their applications for loans processed; and whereas, many of the smaller towns and cities of North Carolina have been practically denied the privileges of such Federal Housing Act financing; and whereas, the Federal Housing Act by its terms is limited to expire on July 1, 1939, and many would-be home owners will be denied the benefits of the Federal Housing Act; *Now, therefore,*
Be It Resolved By The Senate Of North Carolina:

Section 1. That the North Carolina delegation to the National Congress be, and it is hereby requested to make, or cause to be made, an immediate investigation of the administration of the Federal Housing Act as it pertains to North Carolina borrowers, and particularly as it pertains to would-be small home owners, and if discrimination is found to exist, said delegation in Congress take steps to immediately eliminate same and to perfect arrangements whereby North Carolina citizens may obtain full benefits under said Act.

Be it further resolved that a copy of this resolution be sent to each member of the North Carolina delegation in the National Congress.

Section 2. That this resolution shall be in force and effect from and after its adoption and ratification.

RESOLUTION INVITING NELSON EDDY NOTED BARITONE OF THE NATION TO APPEAR BEFORE THE SENATE OF THE STATE OF NORTH CAROLINA ON FRIDAY MORNING, MARCH 24, 1939.

WHEREAS, the Senate of the State of North Carolina desires that Nelson Eddy, noted baritone of the Nation, do appear before the Session Friday morning, March 24; *Now, therefore,*
Be It Resolved By The Senate:

Section 1. That Nelson Eddy, noted baritone of the Nation, be and he is hereby invited to appear before and/or address the Senate on Friday the 24th day of March, 1939.

Section 2. That a Committee of three from the Senate to be appointed by the President of the Senate, inform Nelson Eddy of this action.

Section 3. That this resolution shall be in force from and after its ratification.

A RESOLUTION EXPRESSING APPRECIATION AND THANKS FOR A BREAKFAST GIVEN TO THE MEMBERS OF THE STATE SENATE BY SENATOR T. W. M. LONG OF HALIFAX

WHEREAS, Senator T. W. M. Long entertained the Lieutenant-Governor and the members of the State Senate at a most delightful and pleasant breakfast party on the morning of April 1, 1939, and

WHEREAS, the members of the State Senate wish and desire to express their sincere thanks and appreciation for the gracious hospitality of their host; *Now, therefore,*
Be It Resolved By The Senate:

Section 1. That the sincere thanks and appreciation of the Senate be extended to Senator T. W. M. Long of Halifax County for the delightful and much enjoyed breakfast tendered to the members of this body on Saturday morning, April 1, 1939.

Section 2. That a copy of this Resolution be delivered to Senator T. W. M. Long of Halifax.

Section 3. That this Resolution shall be in force and effect from and after its ratification.

RESOLUTION THAT THE NORTH CAROLINA STATE SENATE APPROVE THE APPROPRIATION AND URGE THE NORTH CAROLINA CONGRESSMEN TO SUPPORT SAME

WHEREAS, the agricultural appropriation bill before the National Congress in the House to be voted on today, carries $250,000,000 for AAA parity payments, and

WHEREAS, the major portion of this fund will go to the cotton growers of the South, and

WHEREAS, the cotton price situation is very acute

THEREFORE, BE IT RESOLVED, that the State Senate of North Carolina approve this appropriation and urge the North Carolina Congressmen to support same, and

BE IT FURTHER RESOLVED, that a copy of this resolution be wired to each Congressman immediately.

RESOLUTION OF APPRECIATION FOR THE FINE SERVICES RENDERED THIS SENATE AND THE STATE OF NORTH CAROLINA BY OUR PRESIDENT, LIEUTENANT GOVERNOR WILKINS P. HORTON

WHEREAS, the Senate of the Session of 1939 has been fortunate in having for its Presiding Officer a man who has at all times shown the utmost degree of fairness and consideration for each of the members, and has been of valuable service in giving advice when called upon, and has in all matters conducted himself in keeping with the high office which he holds; and

WHEREAS, it is the desire of this Senate to give concrete expression in the form of a resolution to be spread upon the Journal of this Session of our thanks for the fine service he has rendered and further to give expression to the hope that he will continue to serve our State in any capacity to which he may aspire,

Now therefore, be it resolved by the Senate:

Section 1. That we extend to Lieutenant Governor Wilkins P. Horton, our Presiding Officer, our sincere thanks for the fine service he has rendered our Body during the 1939 Session of the North Carolina General Assembly. That this membership as a Body extends to him this word of appreciation and the hope that he may continue to serve the people of this State.

Section 2. That a copy of this Resolution be furnished to Lieutenant Governor Horton and to be transcribed in the Journal of this General Assembly.

Section 3. That this Resolution shall be in full force and effect from and after its adoption.

INVENTORY OF OFFICE FURNITURE, DESKS, FIXTURES, AND OTHER PROPERTY OF THE STATE MADE IN ACCORDANCE WITH SECTION 6110 (a), CONSOLIDATED STATUTES, VOLUME III

Principal Clerk's Office:

One roll top desk.
Six flat top desks.
Seven typewriter tables.
Five revolving chairs.
Seven typewriter chairs.
One book case.
Four wire baskets.
Eight clip boards.
Seven bill files.

One steel combination bill case.
Four hat and coat trees.
Two costumers.

A supply of rubber stamps, stamp pads, pen staffs, pen points, two stapling machines, wire staples, paper clips, small filing case and index, small suply of typewriter paper, second sheets, blank forms, stationery, bill covers, ink wells, paste, bill binders.

Lieutenant-Governor's Office:

One roll top desk.
One flat top desk.
One telephone desk.
One typewriter desk.
One revolving chair.
Three plain chairs.
One hat and coat tree.
One typewriter chair.
One wire basket.
Small supply of letter paper, carbon, etc.

Journal Clerk's Office:

One flat top desk.
Three small typewriter desks.
Three typewriter chairs.
One coat and hat tree.
One wire basket.
One revolving office chair.

Amount Paid Senators, Officers and Employees of the Senate

Lieutenant Governor's Office

Name	*No. Days Salary*	*Amount*	*Mileage*
W. P. Horton, Lieutenant Governor	6	$ 700.00	
		$ 700.00	

Principal Clerk's Office

S. Ray Byerly, Principal Clerk	107	$ 749.00	$ 9.20
Claude Lewis, Calendar Clerk	104	624.00	6.00
Roy Herbin, Asst. Calendar Clerk	71	426.00	15.00
Clarence A. Gantt, Asst. Calendar Clerk	25	150.00	39.20
George Anderson, Asst. Calendar Clerk	103	618.00	13.80
Tazewell D. Eure, Pay Clerk	103	618.00	28.40
Shearon Harris, Journal Clerk	103	618.00	25.20
Mary Helen Keller, Asst. Journal Clerk	97	582.00	

Name	No. Days Salary	Amount	Mileage
Snow T. Anderson, Asst. Journal Clerk	103	$ 618.00	$
Elizabeth Neal, Asst. Journal Clerk	103	618.00	43.80
Jane Doub, Asst. Journal Clerk	103	618.00	27.80
Lorna Bell Broughton, Asst. Journal Clerk	102	612.00	
		$6,851.00	$208.40

READING CLERK

L. H. Fountain	92	$ 552.00	$ 14.20
		$ 552.00	$ 14.20

SENATE STENOGRAPHERS

Mrs. Foy Edwards	92	$ 552.00	$
Beulah Lancaster	92	552.00	7.20
Foy Daniel	11	66.00	7.80
Frances Snipes	92	552.00	7.80
Stella Miller	92	552.00	39.20
Helen Foley	4	24.00	
Daisy Ward	92	552.00	55.00
Louise Wright	92	552.00	
Grace Green	29	174.00	17.60
Adele Maynard	92	552.00	
Margaret Brooks	96	576.00	6.80
Jewell Browning	91	546.00	20.80
Nancy Pillay	92	552.00	4.80
Isabel Rogers	91	546.00	
Isabel James	91	546.00	25.60
Catherine Phillips	91	546.00	29.00
Jane Price	91	546.00	24.00
Carnie Rook	63	378.00	
		$8,364.00	$245.60

PAGES

Name	No. Days Salary	Amount	Mileage
Courtney Huntley, Chief Page	92	$ 368.00	$ 8.40
Ward Allen	92	276.00	7.90
Glenn Overton	92	276.00	19.00
William Anderson	92	276.00	7.10
J. H. Yelton, Jr.	92	276.00	26.00
Marcellus Buchanan	92	276.00	30.60
Charles Linberry	92	276.00	15.10

W. L. Jackson, Jr.	92	276.00	8.90
Bill Amburn	92	276.00	13.20
Kelly McClure	92	276.00	5.10
Herman Aiken	92	276.00	38.00
Dick Christian	91	273.00	2.40
Walter Thomas	91	273.00	
Earnhardt Phelps	79	237.00	11.70
Hardy Mills	11	33.00	
		$3,911.00	$193.40

SERGEANT-AT-ARMS DEPARTMENT

W. H. Scott, Sergeant-at-Arms	107	$ 642.00	$ 6.60
Frank Kitchell, Laborer	92	322.00	17.90
J. G. Clark, Laborer	92	322.00	7.20
Clyde Dixon, Laborer	92	322.00	2.40
J. R. Webb, Laborer	92	322.00	13.50
J. W. Eatman, Laborer	92	322.00	3.40
Herman King, Laborer	91	318.50	4.60
Frank Massey, Laborer	91	318.50	
Fred Sills, Laborer	91	318.50	14.50
Tommie Mullins, Laborer	23	80.50	3.90
J. R. Queen, Laborer	91	318.50	28.70

Name	*No. Days Salary*	*Amount*	*Mileage*
A. J. Crabtree, Laborer	91	$ 318.50	$ 6.40
James W. Garrison, Laborer	91	318.50	19.80
C. P. Jerome, Laborer	92	322.00	
Dave Haywood (Col.), Laborer	91	273.00	
Hugh Davis (Col.), Laborer	104	312.00	
Jack Hayes (Col.), Laborer	104	312.00	3.30
Walter Brown (Col.), Laborer	92	276.00	7.10
		$5,738.50	$139.30

PRINTED BILLS DEPARTMENT

Carl R. Stuart	92	$ 552.00	$ 55.60
J. E. Morris	91	546.00	30.20
Mrs. Herbert Ruffin	91	546.00	
Mrs. J. W. McFarland	91	546.00	
John Meadows	91	546.00	23.80
W. L. Smith	91	546.00	25.60
		$3,282.00	$135.20

COMMITTEE CLERKS

Kate Mills Suiter, Banking and Currency	91	$ 455.00	$
Lucy Neal Voliva, Judiciary No. 1	91	455.00	17.80
J. B. Slaughter, Election Laws	91	455.00	73.40
Johnny White, Judiciary No. 2	91	455.00	29.00
Samuel Seigler, Conservation and Development	91	455.00	25.60
Emaline Gilman, Commerce and Labor	91	455.00	38.80
W. H. Wesson, Jr., Constitutional Amendments	91	455.00	8.40
Etta Burt Warren, Counties, Cities and Towns	91	455.00	20.40

Name	*No. Days Salary*	*Amount*	*Mileage*
Henry Staton, Agriculture	91	$ 455.00	$ 14.20
Carolyn Carter, Education	91	455.00	21.00
Mary Elkins, Public Welfare	91	455.00	7.00
Beulah Kellum, Public Roads	91	455.00	20.40
Carolyn Whitley,' Insurance	91	455.00	11.40
Edwin C. Gregory, Jr., Unemployment Compensation	91	455.00	23.60
Patsy Davenport, Propositions and Grievances	91	455.00	16.80
Mrs. John A. Livingston, Finance	91	546.00	
Betty B. Gaskins, Rules	91	455.00	22.60
Maude Hodges, Appropriations	92	552.00	21.00
Frances Satterfield, Public Health	91	455.00	10.40
		$8,833.00	$381.80

SUMMARY

Departments	*Per Diem*	*Mileage*	*Total*
Lieutenant Governor's Office	$ 700.00	$	$ 700.00
Principal Clerk's Office	6,851.00	208.40	7,059.40
Reading Clerk	552.00	14.20	566.20
Senate Stenographers	8,364.00	245.60	8,609.60
Pages	3,911.00	193.40	4,104.40
Sergeant-at-Arms Department	5,738.50	139.30	5,877.80
Printed Bills Department	3,282.00	135.20	3,417.20
Committee Clerks	8,833.00	381.80	9,214.80
	$38,231.50	$1,317.90	$39,549.40

MEMBERSHIP

Senators—50 at $600.00	$30,000.00
Grand Total	$69,549.40

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